

**DECLARATION OF FRANCES S. LEWIS**

I, Frances S. Lewis, state and declare as follows:

1. I am an Assistant United States Attorney ("AUSA") for the Central District of California, and I am one of the attorneys assigned to the prosecution of United States v. Olivas, ED CR No. 18-231-JGB. I make this declaration in support of the government's opposition to defendant's Ex Parte Motion to Continue Trial, filed on Saturday, November 27, 2021 at approximately 9:58 p.m. (Dkt. 138.)

2. The following exhibits are attached to this declaration:

a. Exhibit 1 is a true and correct copy of nine pages of medical records from Riverside Medical Center that appear to have been obtained by the Riverside Police Department ("Riverside PD") in November 2013 and thereafter provided to the FBI, with redactions for personal identifying information. Based on my review of the case file, these records were produced to defendant in August 2018, at Bates 00012403-00012411.

b. Exhibit 2 is a true and correct copy of the 26 pages of records from Riverside Medical Center that were obtained by the U.S. Attorney's Office in November 2021, with redactions for personal identifying information. These were produced to defendant on November 23, 2021, by email, at Bates 00103495-00103520.

c. Exhibit 3 is a true and correct copy of excerpts from Riverside PD Detective Isaac's report to the district attorney summarizing his and Detective Tutwiler's investigation into defendant and the allegations by N.B. Based on my review of the case file, these records were produced to defendant in August 2018, at Bates 00012368-369.

d. Exhibit 4 is a true and correct copy of the date-of-

1 service records provided by N.B.'s mother, D.B., which note visits on  
2 both November 6, 2012, and November 8, 2012. Based on my review of  
3 the case file, these records were produced to defendant in August  
4 2018, at Bates 00021426-21430.

5 e. Exhibit 5 is a true and correct copy of excerpts from  
6 interview transcripts between Riverside PD Detectives Isaac and  
7 Tutwiler and N.B. about the rib incident. Based on my review of the  
8 case file, the underlying recordings and transcripts were produced to  
9 defendant in August 2018, at Bates 00012680-681 and 00028192-194,  
10 respectively.

11 f. Exhibit 6 is a true and correct copy of excerpts from  
12 interview transcripts between FBI Special Agent David Staab and N.B.  
13 about the rib incident. Based on my review of the case file, the  
14 underlying recordings and transcripts were produced to defendant in  
15 August 2018, at Bates 00014443-14446 and 00029416-437, respectively.

16 g. Exhibit 7 is a true and correct copy of excerpts from  
17 an interview transcript between Riverside PD Detective Tutwiler and  
18 defendant. Based on my review of the case file, the underlying  
19 recordings and transcripts were produced to defendant in August 2018,  
20 at Bates 00012676 and 00028298, respectively.

21 3. On or about November 5, 2021, while preparing for trial,  
22 AUSA Eli Alcaraz and I discussed the possibility of calling one of  
23 the physicians who treated N.B. in November 2012. Based on our  
24 review of the Riverside PD reports, the options appeared to be Dr.  
25 Jessie Rollins, who treated N.B. at the Riverside Medical Center on  
26  
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28

1 November 8, 2012,<sup>1</sup> and Dr. Geisele Wudka, who treated N.B. at the  
2 Jack Skirball Health Center (now owned by UCLA Health) for a  
3 different issue, but gave N.B. counseling on domestic abuse on  
4 November 15, 2012. In reviewing the file, we realized that the only  
5 copies of the medical records in the government's possession were  
6 those that had been provided to the FBI by the Riverside PD and not  
7 from the providers themselves. Out of an abundance of caution, we  
8 elected to issue trial subpoenas to Dr. Rollins and Dr. Wudka for  
9 trial testimony, and to the Riverside Medical Center and UCLA health  
10 for their complete medical records. AUSA Alcaraz provided those  
11 subpoenas to the FBI on or about the same day, and I understand they  
12 were served shortly thereafter.

13 4. At the pretrial conference on November 15, 2021, AUSA  
14 Alcaraz and I conferred briefly with defense counsel, Meghan Blanco,  
15 in the hallway before the case was called. To the best of my  
16 recollection, in part because it is my usual practice, we informed  
17 Ms. Blanco that we were collecting our exhibits for trial and asked  
18 if she would be willing to enter into any stipulations on  
19 authenticity or foundation for certain business records, including  
20 medical records. She said she was not sure, but was open to  
21 conferring with us about it. I do not recall her expressing any  
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24  
25 <sup>1</sup> In drafting this declaration, on Sunday, November 28, 2021, I  
26 found an additional single-page printout that was in a different  
27 collection of Riverside PD records (those provided to ICE OPR), which  
28 identified N.B.'s treating physician on November 6, 2012, as Dr.  
Jindal, but did not include much substance about that visit.  
Although it is possible I saw this document at some point during my  
tenure on this case, I do not recall reviewing this document in early  
November 2021 when discussing whom to subpoena, otherwise I would  
have proposed subpoenaing Dr. Jindal as well.

1 concerns about the medical records she had received in this case or  
2 asking any questions about them.

3 5. On November 18, 2021, I conferred by phone and email with  
4 Kathy Stousy, counsel for the Riverside Medical Center, who agreed to  
5 consider early production of the medical records under subpoena. Ms.  
6 Stousy confirmed by email later that day that the records would be  
7 available for pick-up that following Tuesday, November 23, 2021.

8 6. On Sunday, November 21, 2021, I sent Ms. Blanco an email  
9 communication asking to confer about certain evidentiary issues,  
10 including whether we would need to call foundational witnesses for  
11 the cell phone providers, the FBI's cell phone forensic analysts, and  
12 the retired ICE OPR lead instructor who trained defendant in 2009.  
13 The email did not expressly mention medical records, but noted that  
14 the government was working to identify additional custodians as we  
15 were finalizing our exhibit list. I received no response to that  
16 email.

17 7. On Monday, November 22, 2021, before the pretrial  
18 conference, the parties again conferred in person prior to the  
19 hearing. The government asked about its inquiry from the day before,  
20 and defense counsel did not have a position on the witnesses  
21 identified in the email, but said she would get back to the  
22 government later that day or the following day.

23 8. During the pretrial conference on November 22, 2021, when  
24 asked about any remaining discovery, the government identified the  
25 pending trial subpoenas to the medical providers (Riverside Medical  
26 Center and UCLA, although I do not recall if I mentioned the  
27 providers by name) and committed to producing the records as soon as  
28 they were received.



1           9.    On Tuesday, November 23, 2021, Ms. Blanco sent an email to  
2 the Court and government counsel that she intended to file a motion  
3 to dismiss for failing to present evidence to the grand jury. Having  
4 still received no response to our inquiry about custodians on  
5 November 21, 2021, AUSA Alcaraz emailed Ms. Blanco asking again to  
6 confer about the custodian of records question, but received no  
7 response. AUSA Alcaraz and I also attempted to call Ms. Blanco by  
8 phone that same day, but we were unable to reach her at either her  
9 cell phone or her office.

10          10. On November 23, 2021, the FBI received the medical records  
11 from the Riverside Medical Center described above and attached hereto  
12 as Exhibit 2. The records comprise 26 pages total and, excluding  
13 consent and privacy forms, comprise 18 pages of medical records from  
14 both November 6, 2012, and November 8, 2012, AUSA Alcaraz emailed  
15 these records to Ms. Blanco that same day.

16          11. On November 23, 2021, upon review of the records, we  
17 ascertained that N.B. was treated by a different doctor on her  
18 initial visit on November 6, 2012, Dr. Prateek Jindal. I therefore  
19 contacted Ms. Stousy, counsel for Riverside Medical Center, and asked  
20 if she would accept service of a subpoena for Dr. Jindal.

21          12. On Wednesday, November 24, 2021, I heard back from Ms.  
22 Stousy that Dr. Jindal was no longer employed by the Riverside  
23 Medical Center and that she therefore could not accept service of a  
24 subpoena. AUSA Alcaraz then prepared and provided a revised subpoena  
25 for Dr. Jindal, who was personally served on or about November 26,  
26 2021.

27          13. On Saturday, November 27, 2021, at 5:54 p.m., Ms. Blanco  
28 emailed in response to the November 23, 2021, production of medical

1 records asking only, "Nicole's rib wasn't broken after all?" I then  
2 reviewed the medical records more closely and saw the reference to  
3 the lack of a definite fracture on the chest x-ray. Although I am  
4 not a medical professional, I am generally aware from personal  
5 experience that x-rays have diagnostic limitations. I therefore did  
6 an internet search about whether a chest x-ray would detect fractured  
7 ribs and quickly found information suggesting that chest x-rays  
8 frequently do not detect rib fractures.

9 14. About an hour after her email on Saturday, November 27,  
10 2021, while AUSA Alcaraz and I were discussing how to respond, Ms.  
11 Blanco called AUSA Alcaraz at 6:43 p.m., who conferenced me into the  
12 phone call, and she asked the same question. I answered her by  
13 showing her the language in the medical records stating that there  
14 was "no definite evidence of acute displaced fracture of the ribs,"  
15 but that we did not agree that this meant that N.B.'s ribs were  
16 definitively not fractured, only that no fracture was detected by the  
17 x-ray. Ms. Blanco disagreed and interpreted the medical records as  
18 conclusive proof that there was no fracture at all, and that N.B.  
19 therefore "lied" about having a fracture. I informed her that we  
20 disagreed with her characterization, and I cited her the medical  
21 literature I had just reviewed suggesting that x-rays do sometimes  
22 miss fractures. We also highlighted the immateriality of whether  
23 N.B.'s ribs were in fact fractured, given N.B.'s consistent belief  
24 that they were fractured and her communication of that belief to  
25 defendant. Ms. Blanco argued that the existence of a fracture was  
26 material to defendant's conviction for inflicting a corporal injury  
27 on a spouse. We asked for Ms. Blanco to provide us with any records  
28 from the state proceedings that would indicate his conviction was

1 based on a fracture, although we again maintained it would be  
2 irrelevant to this case, and she indicated she would get back to us  
3 after conferring with state counsel.

4 15. I informed Ms. Blanco that neither I nor AUSA Alcaraz had  
5 had any substantive communications yet with either Dr. Rollins or Dr.  
6 Jindal yet about the records, but that both were under subpoena to  
7 testify at trial.<sup>2</sup> I did not identify either as an expert witness  
8 for the government, or suggest that expert reports would be  
9 forthcoming. We informed Ms. Blanco that in light of her concerns we  
10 would expedite scheduling those conversations and produce any  
11 resulting FBI interview reports promptly thereafter, but that because  
12 it was the weekend, those conversations were unlikely to occur until  
13 Monday. We are now scheduled to meet virtually or telephonically  
14 with Dr. Jindal on Monday, November 29, 2021, at 11:00 a.m.

15 16. Ms. Blanco informed us that she had undertaken steps to  
16 retain a medical expert to review the medical records in this case,  
17 but she made no mention of needing a continuance in this case to do  
18 so. She instead told us to expect "motions" that night, including  
19 the motion challenging the probable cause in the indictment that she

20 //

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28 <sup>2</sup> It is also my understanding that the FBI's communications with  
both witnesses has been limited to service of subpoenas.

1 had indicated earlier in the week was forthcoming but has still not  
2 filed.

3 I declare under penalty of perjury under the laws of the United  
4 States of America that the foregoing is true and correct to the best  
5 of my knowledge and belief and that this declaration was executed on  
6 November 27, 2021, at Los Angeles, California.

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FRANCES S. LEWIS  
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# Lewis Declaration Exhibit 1

B [REDACTED] N [REDACTED]

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Ni [REDACTED] 3 [REDACTED]  
 11/8/2012 1:50 PM Office Visit  
 MRN: [REDACTED]

Description: 25 year old female  
 Provider: Jessie Rollins, DO  
 Department: Main Urgent Care

**Diagnoses**

Costochondritis - Primary  
 733.6

**Reason for Visit**

**Rib Injury**  
 x 6 days, pt here for recheck on ribs injury, taking  
 Oxymorphone ER 30 mg with no relief. Pt  
 roomed, stable.

**Reason For Visit History Recorded****Vitals - Last Recorded**

BP 121/88	Pulse 89	Temp 98.6 °F (37 °C) (Oral)	Resp. 18
Ht 5' 4.5" (1.638 m)	Wt 102 lb 9.6 oz (46.539 kg)	BMI 17.34 kg/m2	SpO2 98%
LMP 10/31/2012			

**Vitals History Recorded**

Allergies as of 11/8/2012

Review Complete On: 11/8/2012 By: Dana  
 Bangean, RN

No Known Allergies

**Progress Notes**

Jessie Rollins, DO 11/8/2012 8:46 PM Signed  
 Subjective:

Patient ID: N [REDACTED] Br [REDACTED] is a 25 y.o. female.

Patient's medications, allergies, past medical, surgical, social and family histories were reviewed and updated as appropriate.

**Chest Pain**

This is a new problem. The current episode started in the past 7 days. The onset quality is sudden (someone "bear hugged" her and she felt a pop). The problem has been gradually worsening. The pain is severe. Pertinent negatives include no fever. Prior diagnostic workup includes chest x-ray.

**Review of Systems**

Constitutional: Negative for fever and chills.

Cardiovascular: Positive for chest pain.

Skin: Negative for itching and rash.

**Objective:****Physical Exam**

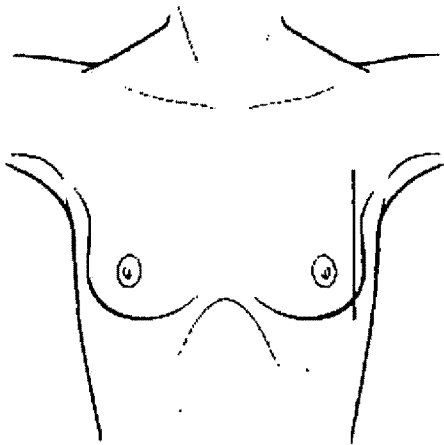
Constitutional: She appears well-developed and well-nourished.

Cardiovascular: Normal rate and regular rhythm.

Pulmonary/Chest: Effort normal and breath sounds normal. No respiratory distress. She exhibits tenderness.

B[REDACTED] N[REDACTED]

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**Exquisite TTP to light touch**

Neurological: She is alert.

Skin: Skin is warm.

Psychiatric: She has a normal mood and affect.

**Assessment:****1. Costochondritis****Plan:**

Toradol

Medrol Dose Pack

Monitor Sx. Instructions and warnings given

Follow up with PMD; may return to UC or ER if symptoms worsen.

**Medications Ordered This Encounter**

	Disp	Refills	Start	End
methyIPREDNISolone (MEDROL) 4 MG tablet	21 tablet	0	11/8/2012	11/15/2012
Take 6 tablets orally on day 1, then take one tablet less than the previous day until all gone.				

**Ordered Facility-Administered Medications**

	Dose	Freq	Start	End
ketorolac (TORADOL) injection 60 mg	60 mg	ONCE	11/8/2012	11/8/2012
Route: Intramuscular				

**Administrations This Visit****ketorolac (TORADOL) injection 60 mg**

Date	Action	Dose	Route	User
11/8/2012	Given	60 mg	Intramuscular	MARRERO, ELIAZER

**Medications at End of Encounter**

	Disp	Refills	Start	End
alprazolam (XANAX) 2 MG tablet (Taking)			10/23/2012	
Class: Historical Med				
carisoprodol (SOMA) 350 MG tablet (Taking)			10/23/2012	

B: [REDACTED] Ni [REDACTED]

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Class: Historical Med  
**LIDODERM 5 % (Taking)** 9/19/2012  
 Class: Historical Med  
**mirtazapine (REMERON) 30 MG tablet (Taking)** 9/19/2012  
 Class: Historical Med  
**nitrofurantoin (MACRODANTIN) 50 MG capsule (Taking)** 8/15/2012  
 Class: Historical Med  
**OPANA ER 30 MG 12 hr tablet (Taking)** 10/23/2012  
 Class: Historical Med  
**valacyclovir (VALTREX) 1000 MG tablet (Taking)** 9/19/2012  
 Class: Historical Med  
**zolpidem (AMBIEN CR) 12.5 MG CR tablet (Taking)** 10/23/2012  
 Class: Historical Med  
**ZOVIA 1/35E, 28, 1-35 MG-MCG per tablet (Taking)** 11/4/2012  
 Class: Historical Med  
**methyIPREDNISolone (MEDROL) 4 MG 21 tablet 0** 11/8/2012 11/15/2012  
 Sig: Take 6 tablets orally on day 1, then take one tablet less than the previous day until all gone.  
**oxymorphone (OPANA) 10 MG tablet** 10/23/2012  
 Class: Historical Med

Inpatient 11/8/2012

	Dose	Frequency	Start	End
<b>ketorolac (TORADOL) injection 60 mg</b>	60 mg	ONCE	11/8/2012	11/8/2012
Route: Intramuscular				

**Medication Documentation Review Audit**

Reviewed by Dana Bangean, RN (Registered Nurse) on  
 11/08/12 at 1408

Medication	Order	Taking?	Sig	Documenting Provider	Last Dose	Status
alprazolam (XANAX) 2 MG tablet	7154652	Yes		Historical Provider, MD	Taking	Active
carisoprodol (SOMA) 350 MG tablet	7154653	Yes		Historical Provider, MD	Taking	Active
ZOVIA 1/35E, 28, 1-35 MG-MCG per tablet	7154654	Yes		Historical Provider, MD	Taking	Active
LIDODERM 5 %	7154655	Yes		Historical Provider, MD	Taking	Active
mirtazapine (REMERON) 30 MG tablet	7154656	Yes		Historical Provider, MD	Taking	Active
nitrofurantoin (MACRODANTIN) 50 MG capsule	7154657	Yes		Historical Provider, MD	Taking	Active
OPANA ER 30 MG 12 hr tablet	7154658	Yes		Historical Provider, MD	Taking	Active
oxymorphone (OPANA) 10 MG tablet	7154659	No		Historical Provider, MD	Not Taking	Active



valacyclovir 7154660 Yes  
(VALTREX) 1000 MG  
tablet  
zolpidem (AMBIEN 7154661 Yes  
CR) 12.5 MG CR  
tablet

Historical  
Provider, MD

Taking

Active

Historical  
Provider, MD

Taking

Active

#### Patient Instructions

## Riverside Medical Clinic

### Costochondritis: After Your Visit

### Your Care Instructions

You have chest pain because the cartilage of your rib cage is inflamed. This problem is called costochondritis. This type of chest wall pain may last from days to weeks. It is not a heart problem. Sometimes costochondritis occurs with a cold or the flu, and other times the exact cause is not known.

**Follow-up care is a key part of your treatment and safety.** Be sure to make and go to all appointments, and call your doctor if you are having problems. It's also a good idea to know your test results and keep a list of the medicines you take.

### How can you care for yourself at home?

- Take medicines for pain and inflammation exactly as directed.
  - If the doctor gave you a prescription medicine, take it as prescribed.
  - If you are not taking a prescription pain medicine, ask your doctor if you can take an over-the-counter medicine.
  - Do not take two or more pain medicines at the same time unless the doctor told you to. Many pain medicines have acetaminophen, which is Tylenol. Too much acetaminophen (Tylenol) can be harmful.
- It may help to use a warm compress or heating pad (set on low) on your chest. You can also try alternating heat and ice. Put ice or a cold pack on the area for 10 to 20 minutes at a time. Put a thin cloth between the ice and your skin.
- Avoid any activity that strains the chest area. As your pain gets better, you can slowly return to your normal activities.
- Do not use tape, an elastic bandage, a "rib belt," or anything else that restricts your chest wall motion.

### When should you call for help?

Call 911 anytime you think you may need emergency care. For example, call if:

- You have new or different chest pain or pressure. This may occur with:
  - Sweating.
  - Shortness of breath.
  - Nausea or vomiting.
  - Pain that spreads from the chest to the neck, jaw, or one or both shoulders or arms.
  - Dizziness or lightheadedness.
  - A fast or uneven pulse.

After calling 911, chew 1 adult-strength aspirin. Wait for an ambulance. Do not try to drive yourself.

- You have severe trouble breathing.

Call your doctor now or seek immediate medical care if:

- You have a fever or cough.
- You have any trouble breathing.
- Your chest pain gets worse.

B: [REDACTED] N: [REDACTED]

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Watch closely for changes in your health, and be sure to contact your doctor if:

- Your chest pain continues even though you are taking anti-inflammatory medicine.
- Your chest wall pain has not improved after 5 to 7 days.

## Where can you learn more?

Go to <http://www.healthwise.net/rmc>

Enter **K868** in the search box to learn more about "**Costochondritis: After Your Visit.**"

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Content Version: 9.2.102713; Last Revised: March 22, 2011

### Level of Service

PR OFFICE/OUTPT VISIT,EST,LEVL III [99213]

### Problem List

None

Date Reviewed: 11/8/2012

### History

Last reviewed in this visit by Dana Bangean, RN on 11/8/2012 at 2:08 PM

Sections Reviewed  
Tobacco

### Medical History

None

### Social History

Category	History
Smoking Tobacco Use	Never Smoker
Smokeless Tobacco Use	Never Used
Tobacco Comment	
Alcohol Use	Yes; (social)
Drug Use	No
Sexual Activity	Yes; Male partners
ADL	Not Asked

### Family and Education

Marital Status:  
Single

### Substances and Sexuality

Smoking Status	Amount
Never Smoker	N/A

Smokeless Tobacco Status  
Never Used

Alcohol Use	Amount
Yes	N/A
social	

B[REDACTED] N[REDACTED]

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Drug Use  
NoFrequency  
N/ASexually Active  
YesPartners  
Male**Surgical History**

Past Surgical History	Last Occurrence	Comments
NoHis		

**All Flowsheet Templates (all recorded)**

[Encounter Vitals Flowsheet](#)  
[Custom Formula Data Flowsheet](#)  
[Anthropometrics Flowsheet](#)

**Nursing Initial Assessment**

None

**All Charges for This Encounter**

Code	Description	Service Date	Service Provider	Modifiers	Quantity
J1885	PR KETOROLAC TROMETHAMINE INJ	11/8/2012	Eli Marrero, LVN		4
99213	PR OFFICE/OUTPAT VISIT, EST, LEVL III	11/8/2012	Jessie Rollins, DO		1

**Open Standing Orders**

(None)

**Open Future Orders**

(None)

**Encounter Vitals Flowsheet Audit Trail (all recorded)**

Flow Time	Flow Value	User	File Time	Action
<b>BP</b>				
11/08/12 1513	121/88 mmHg	EM	11/08/12 1514	Current
11/08/12 1409	110/78 mmHg	DB	11/08/12 1410	Current
<b>Heart Rate</b>				
11/08/12 1513	89	EM	11/08/12 1514	Current
11/08/12 1409	80	DB	11/08/12 1410	Current
<b>Resp</b>				
11/08/12 1513	18	EM	11/08/12 1514	Current
11/08/12 1409	16	DB	11/08/12 1410	Current
<b>Temp</b>				
11/08/12 1409	98.6 °F (37 °C)	DB	11/08/12 1410	Current
<b>Temp Source</b>				
11/08/12 1409	Oral	DB	11/08/12 1410	Current
<b>SpO2</b>				
11/08/12 1409	98 %	DB	11/08/12 1410	Current
<b>Weight</b>				
11/08/12 1409	102 lb 9.6 oz (46.539 kg)	DB	11/08/12 1410	Current
<b>Height</b>				
11/08/12 1409	5' 4.5" (1.638 m)	DB	11/08/12 1410	Current
<b>Pain Score</b>				
11/08/12 1513		EM	11/08/12 1514	Current

Comment: to home with moderate relief noted

B[REDACTED] N[REDACTED]

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**User Key**(r) = User Recd, (t) = User Taken, (c) = User  
Cosigned

Initials	Effective Dates	Name	Provider Type	Discipline
DB	03/08/12 -	Dana Bangean, RN	Registered Nurse	
EM	02/08/11 -	Eli Marrero, LVN	Licensed Vocational Nurse	

**Flowsheet Row Details (all recorded)****BMI (Calculated)**

Effective: 06/02/06

Row Information:

BMI=Body Mass Index: ((Weight Scale)/35.2)/((Height)\*0.0254)

^2Threshold of overweight (BMI&gt;= 25 Kg/m)source:

[http://www.cdc.gov/nccdphp/dnpa/bmi/adult\\_BMI/about\\_adult\\_BMI.htm](http://www.cdc.gov/nccdphp/dnpa/bmi/adult_BMI/about_adult_BMI.htm)**BP**

Warning Min/Max

90 / 200

40 / 90

Absolute Min/Max

0 / 500

0 / 300

Systolic

Diastolic

**BSA (Calculated - sq m)**

Effective: 06/02/06

Row Information:

BSA=Body Surface Area. BSA (sq meters) = sqrt  
 ((Height (cm) x Weight (kg))/3600). BSA is calculated  
 using the Mosteller Formula. Mosteller RD: Simplified  
 Calculation of Body Surface Area. N Engl J Med 1987  
 Oct 22;317(17):1098.

**Height**

Warning Min/Max

1' (0.305 m) / 8' (2.438 m)

Absolute Min/Max

1" (0.025 m) / 10' (3.048 m)

**Pain Score**

Zero = 0 - No pain

1 = 1

Two = 2

Three = 3

Four = 4

Five = 5

SIX = 6

SEVEN = 7

EIGHT = 8

NINE = 9

TEN = 10 - Worst pain ever

**Pulse**

Warning Min/Max

50 / 200

Absolute Min/Max

0 / 500

**Resp**

Warning Min/Max

8 / 30

Absolute Min/Max

0 / 100

**SpO2**

Warning Min/Max

Absolute Min/Max

Br [REDACTED] Ni [REDACTED]

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90 % / 100 %

0 % / 100 %

**Temp**

Warning Min/Max	Absolute Min/Max
92 °F (33.3 °C) / 105 °F (40.6 °C)	0 °F (-17.8 °C) / 150 °F (65.6 °C)

**Temp src**

Oral = Oral  
 Tympanic = Tympanic  
 Rectal = Rectal  
 Axillary = Axillary  
 Temporal = Temporal

**Weight**

Warning Min/Max	Absolute Min/Max
5 lb (2.268 kg) / 300 lb (136.079 kg)	0.1 oz (0.003 kg) / 1500 lb (680.396 kg)

**Vitals - Last Recorded**

BP	Pulse	Temp	Resp	Ht	Wt
121/88	89	98.6 °F (37 °C) (Oral)	18	5' 4.5" (1.638 m)	102 lb 9.6 oz (46.539 kg)
BMI	SpO2	LMP			
17.34 kg/m2	98%	10/31/2012			

**Vitals History Recorded****All Flowsheet Templates (all recorded)**

Encounter Vitals Flowsheet  
Custom Formula Data Flowsheet  
Anthropometrics Flowsheet

B: [REDACTED], N: [REDACTED]

RIVERSIDE POLICE DEPT - Restricted Information  
Other LEA COPY  
JUL 31, 2014 11:01AM Unauthorized Release PROHIBITED

# Lewis Declaration Exhibit 2



RIVERSIDE MEDICAL  
CLINIC, LLC  
3660 ARLINGTON AVENUE  
RIVERSIDE CA 92506-3912

B [REDACTED], N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED], Sex: F

Legendary Care™

## Immunizations

### Current Immunizations

Never Reviewed

No immunizations on file.

## Patient Demographics

Name B [REDACTED], N [REDACTED]	Patient ID [REDACTED]	SSN xxx-xx-xxxx	Gender Identity Female	Birth Date [REDACTED]
Address [REDACTED]	Phone [REDACTED]	Email —		
Reg Status ELAPSED	PCP —	Date Last Verified 11/06/12	Next Review Date 05/05/13	

## Visit Summary

### Reason for Visit

#### Rib Injury

pt c/o intermittent left rib pain (5/10) and hard to take a deep breath from being bear hug from boyfriend 4 days ago. pt had a pop and got the wind knocked out of her. pt tried aleve and opana with no relief. NAD

## Diagnoses

Rib pain - Primary

Rib injury

Comments

## Problem List as of 11/6/2012

Date Reviewed: 11/6/2012

None

## Allergies as of 11/6/2012

No Known Allergies

Review status set to Review Complete by  
Prateek Jindal, DO on 11/6/2012

## Flowsheets (all recorded)

### Encounter Vitals

Row Name 11/06/12 1714

#### Enc Vitals

BP	99/65 -SN
Pulse	85 -SN
Resp	16 -SN
Temp	98.5 °F (36.9 °C) -SN
Temp src	Oral -SN
SpO2	96 % -SN
Weight	101 lb (45.8 kg) - SN
Height	5' 4.5" (1.638 m)





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B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

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## Visit Summary (continued)

### Flowsheets (all recorded) (continued)

	-SN
Peak Flow	—
Pain Score	Five -SN
Pain Loc	RIB CAGE -SN
Pain Edu?	—
Excl. in GC?	—

### Custom Formula Data

Row Name	11/06/12 1714
----------	---------------

#### OTHER

BSA (Calculated - sq m)	1.44 sq meters - SN
-------------------------------	------------------------

IBW/kg (Calculated) Male	60.35 kg -SN
--------------------------------	--------------

Low Range Vt 6cc/kg MALE	362.1 mL -SN
-----------------------------	--------------

Adult Moderate Range Vt 8cc/kg MA	482.8 mL -SN
---	--------------

Adult High Range Vt 10cc/kg MALE	603.5 mL -SN
--	--------------

IBW/kg (Calculated) FEMALE	55.85 kg -SN
----------------------------------	--------------

Low Range Vt 6cc/kg FEMALE	335.1 mL -SN
----------------------------------	--------------

Adult Moderate Range vt 8cc/kg FEMALE	446.8 mL -SN
--	--------------

Percent Weight Change Since Birth	0 -SN
---	-------

IBW/kg (Calculated)	55.85 -SN
------------------------	-----------

Low Range Vt 6cc/kg	335.1 mL -SN
------------------------	--------------

Adult Moderate Range Vt 8cc/kg	446.8 mL -SN
--------------------------------------	--------------

Adult High Range Vt 10cc/kg	558.5 mL -SN
-----------------------------------	--------------



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## Visit Summary (continued)

### Flowsheets (all recorded) (continued)

#### Vital Signs

BMI 17.1 -SN  
(Calculated)

#### Relevant Labs and Vitals

Temp (in 36.9 -SN  
Celsius)

#### Anthropometrics

Row Name 11/06/12 1714

#### Anthropometrics

Height —

Weight —

Frame Size —

Weight 100 -SN

Change —

BMI —

(Calculated)

Growth Pattern —

Indices /

Percentile

Ranks

Body —

Compartment

Estimates



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## Flowsheets (all recorded)

### Nursing Flowsheet

Row Name 11/06/12 1713

#### Mental Eye Motor Verbal

Choose —

Adult/Child or  
Infant

CHILD / 4 -SN

ADULT - Eye

Opening

CHILD / 5 -SN

ADULT -

Verbal

Response

CHILD / 6 -SN

ADULT - Motor

Response

CHILD / 15 -SN

ADULT - Total

Score

#### Eye

Pupil Right —

Pupil Left —

Unequal Pupil —

R (In mm)

Unequal Pupil —

L (In mm)

Visual Acuity —

OD

Visual Acuity —

OS

#### Breathing

Airway —

Breathing Normal -SN

Level of None -SN

Distress

Breath Sounds Clear -SN

Right

Breath Sounds Clear -SN

Left

#### Cardiac

Chest Pain —

Radiates: —

Severity —

Time of Onset —

Pacer —



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MRN: [REDACTED], DOB: [REDACTED] Sex: F

### Legendary Care™

12 Lead EKG —  
EKG —  
Monitor/Rhythym —  
Pain Relieved: —  
Peripheral Pulse —  
Pulse Site —  
Capillary Refill Time —

### Skin

Skin Condition —  
Wound Type —  
Controlled Bleeding —  
Muscular / Skeletal —  
Motor Intact —  
Neuro Intact —  
Sensory Intact —

### Dressing

Dressing Site —  
Dressing Status —  
Drains —  
Output (cc) —  
Drain Appearance —  
Drainage Color —  
Drainage Size/Amount —

### Abdomen

Abdomen —  
Area —

### GI/URO

GI —  
Urinary —  
Pregnant (wks and G/P/AB) —  
Vaginal Bleeding (pads/hr) —  
Vaginal Discharge (days) —



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B [REDACTED], N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED], Sex: F

### Legendary Care™

#### MISC

Note —  
Appliances —  
Patient —  
Instructions  
given  
Pain Score —

#### OTHER

Airway Patent -SN

#### User Key

(r) = Recorded By, (t) = Taken By, (c) = Cosigned By

Initials	Name	Effective Dates
SN	Spencer Nguyen, RN	05/01/12 -

#### Vitals

Most recent update: 11/6/2012 5:15 PM

BP	Pulse	Temp	Resp	Ht
99/65	85	98.5 °F (36.9 °C) (Oral)	16	5' 4.5" (1.638 m)

Wt	LMP	SpO2
101 lb (45.8 kg)	10/31/2012	96%

### Patient History

#### Medical as of 11/6/2012

Past Medical History: None  
Pertinent Negatives: None

#### Surgical as of 11/6/2012

Past Surgical History: None  
Pertinent Negatives: None

#### Family as of 11/6/2012

None

#### Family Status as of 11/6/2012

None

#### Tobacco Use as of 11/6/2012

Smoking Status	Smoking Start Date	Smoking Quit Date	Packs/Day	Years Used
Never Smoker	—	—	—	—
Types	Comments	Smokeless Tobacco Status	Smokeless Tobacco Quit Date	Source Provider
—	—	Never Used	—	—

#### Alcohol Use as of 11/6/2012



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MRN: [REDACTED] DOB: [REDACTED], Sex: F

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Flowsheets (all recorded) (continued)

Alcohol Use as of 11/6/2012 (continued)

Alcohol Use	Drinks/Week	Alcohol/Week	Comments	Source
Yes	—	—	—	Provider

Drug Use as of 11/6/2012

Drug Use	Types	Frequency	Comments	Source
No	—	—	—	Provider

Sexual Activity as of 11/6/2012

Sexually Active	Birth Control	Partners	Comments	Source
Yes	—	—	—	Provider

Activities of Daily Living as of 11/6/2012

None

Occupational as of 11/6/2012

None

Socioeconomic as of 11/6/2012

Marital Status	Spouse Name	Number of Children	Years Education	Education Level	Preferred Language	Ethnicity	Race	Source
Single	—	—	—	—	English	Not Hispanic, Latino/a, or Spanish origin	White or Caucasian	—

Medications

Medications at Start of Encounter

	Disp	Refills	Start	End
<b>alprazolam (XANAX) 2 MG tablet (Taking)</b> Class: Historical Med			10/23/2012	
<b>carisoprodol (SOMA) 350 MG tablet (Taking)</b> Class: Historical Med			10/23/2012	
<b>LIDODERM 5 % (Taking)</b> Class: Historical Med			9/19/2012	
<b>mirtazapine (REMERON) 30 MG tablet (Taking)</b> Class: Historical Med			9/19/2012	
<b>nitrofurantoin (MACRODANTIN) 50 MG capsule (Taking)</b> Class: Historical Med			8/15/2012	
<b>OPANA ER 30 MG 12 hr tablet (Taking)</b> Class: Historical Med			10/23/2012	



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B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

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## Medications (continued)

### Medications at Start of Encounter (continued)

	Disp	Refills	Start	End
Earliest Fill Date: 10/23/2012				
<b>oxymorphone (OPANA) 10 MG tablet</b> (Taking) Class: Historical Med Earliest Fill Date: 10/23/2012			10/23/2012	
<b>valacyclovir (VALTREX) 1000 MG tablet</b> (Taking) Class: Historical Med			9/19/2012	
<b>zolpidem (AMBIEN CR) 12.5 MG CR tablet</b> (Taking) Class: Historical Med			10/23/2012	
<b>ZOVIA 1/35E, 28, 1-35 MG-MCG per tablet</b> (Taking) Class: Historical Med			11/4/2012	

### Call Information

	Provider	Department	Center
11/6/2012 5:10 PM	Prateek Jindal, DO	MAIN URGENT CARE	Main Clinic

### Reason for Call

<b>Rib Injury</b>	pt c/o intermittent left rib pain (5/10) and hard to take a deep breath from being bear hug from boyfriend 4 days ago. pt had a pop and got the wind knocked out of her. pt tried aleve and opana with no relief. NAD
-------------------	---

### Care Advice Given

No Care Advice given for this encounter.

### All Meds and Administrations

(There are no med orders for this encounter)

### Orders





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B [REDACTED] N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED] Sex: F

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## Lab and Imaging Orders

### X-ray ribs left 2 view

Electronically signed by: **Prateek Jindal, DO on 11/06/12 1753**

Status: **Completed**

Ordering user: Prateek Jindal, DO 11/06/12 1753

Authorized by: Prateek Jindal, DO

Frequency: 11/06/12 -

Diagnoses

Rib pain [786.50 (ICD-9-CM)]

Questionnaire

Question

Answer

Is there a chance that you are pregnant?

No

Reason for Exam:

pain x 4 days

### Other Orders

No orders found

## Result Summary

### All Results

No results found

## Progress Notes

Prateek Jindal, DO at 11/6/2012 5:55 PM

Version 1 of 1

Author Type: Physician

Status: Signed

### Subjective:

Patient ID: N [REDACTED] B [REDACTED] is a 25 y.o. female.

Patient's medications, allergies, past medical, surgical, social and family histories were reviewed and updated as appropriate.

### Chest Pain

This is a new problem. The current episode started in the past 7 days (4 days). The onset quality is sudden (after receiving a surprise bear hug). The problem occurs constantly. The problem has been unchanged. The pain is present in the lateral region (left). The pain is severe. The pain does not radiate. Pertinent negatives include no shortness of breath. The pain is aggravated by breathing and movement. She has tried acetaminophen, NSAIDs and analgesics (Ice, heat, Aleve, Tylenol, Opana, Soma) for the symptoms. The treatment provided no relief.

### Review of Systems

Respiratory: Negative for shortness of breath.

Cardiovascular: Positive for chest pain (Left rib cage after bear hug).

### Objective:

Printed on 11/19/21 9:08 AM

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B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

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### Progress Notes (continued)

Prateek Jindal, DO at 11/6/2012 5:55 PM (continued)

Version 1 of 1

#### Physical Exam

Nursing note and vitals reviewed.

Constitutional: She is oriented to person, place, and time. She appears well-developed and well-nourished. No distress.

Pulmonary/Chest: Effort normal and breath sounds normal. No accessory muscle usage. Not tachypneic. No respiratory distress. She has no decreased breath sounds. She has no wheezes. She has no rhonchi. She has no rales. She exhibits tenderness (**L upper lateral chest wall**).

Neurological: She is alert and oriented to person, place, and time.

Skin: No bruising and no ecchymosis noted.

XR: no def fx.

#### Assessment:

1. Rib pain X-ray ribs left 2 view
2. Rib injury

#### Plan:

Reassurance. Cont chronic pain meds. Increase OTC Aleve from 1 BID to 2 BID w/food. Rib belt provided with instructions. PMD f/u. RTC prn worse.

#### Procedure Notes

No notes of this type exist for this encounter.

#### H&P Notes

No notes of this type exist for this encounter.

#### Follow-up and Disposition History

11/06/2012 1819 - Prateek Jindal, DO

Dispositions: Return if symptoms worsen or fail to improve.

#### All Notes

No notes of this type exist for this encounter.



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Amb Encounter Report

B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED], Sex: F

Legendary Care™

## Visit Summary

### Reason for Visit

#### Rib Injury

x 6 days, pt here for recheck on ribs injury, taking Oxymorphone ER 30 mg with no relief. Pt roomed, stable.

### Diagnoses

Costochondritis - Primary

Comments

### Problem List as of 11/8/2012

Date Reviewed: 11/8/2012

None

### Allergies as of 11/8/2012

Review status set to Review Complete by Dana  
Bangean, RN on 11/8/2012

No Known Allergies

### Flowsheets (all recorded)

#### Encounter Vitals

Row Name	11/08/12 1409	11/08/12 1513
<b>Enc Vitals</b>		
BP	110/78 -DB	121/88 -EM
Pulse	80 -DB	89 -EM
Resp	16 -DB	18 -EM
Temp	98.6 °F (37 °C) -DB	—
Temp src	Oral -DB	—
SpO2	98 % -DB	—
Weight	102 lb 9.6 oz (46.5 kg) -DB	—
Height	5' 4.5" (1.638 m) -DB	—
Peak Flow	—	—
Pain Score	—	— to home with moderate relief noted -EM
Pain Loc	—	—
Pain Edu?	—	—
Excl. in GC?	—	—

#### Enc Vitals

#### Custom Formula Data

Row Name	11/08/12 1409
<b>OTHER</b>	
BSA (Calculated - sq m)	1.46 sq meters -DB
IBW/kg (Calculated) Male	60.35 kg -DB
Low Range Vt	362.1 mL -DB

#### OTHER



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B [REDACTED] N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED] Sex: F

Legendary Care™

## Visit Summary (continued)

### Flowsheets (all recorded) (continued)

6cc/kg MALE	
Adult Moderate	482.8 mL -DB
Range Vt	
8cc/kg MA	
Adult High	603.5 mL -DB
Range Vt	
10cc/kg MALE	
IBW/kg	55.85 kg -DB
(Calculated)	
FEMALE	
Low Range Vt	335.1 mL -DB
6cc/kg	
FEMALE	
Adult Moderate	446.8 mL -DB
Range vt	
8cc/kg	
FEMALE	
Percent Weight	0 -DB
Change Since	
Birth	
IBW/kg	55.85 -DB
(Calculated)	
Low Range Vt	335.1 mL -DB
6cc/kg	
Adult Moderate	446.8 mL -DB
Range Vt	
8cc/kg	
Adult High	558.5 mL -DB
Range Vt	
10cc/kg	

### Vital Signs

BMI	17.4 -DB
(Calculated)	

### Relevant Labs and Vitals

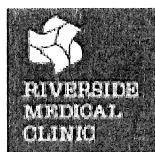
Temp (in	37 -DB
Celsius)	

### Anthropometrics

Row Name	11/08/12 1409
----------	---------------

### Anthropometrics

Height	—
Weight	—
Frame Size	—
Weight	100 -DB
Change	
BMI	—



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B [REDACTED] N [REDACTED]  
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Legendary Care™

## Visit Summary (continued)

### Flowsheets (all recorded) (continued)

(Calculated)

Growth Pattern —

Indices /  
Percentile

Ranks

Body —

Compartment

Estimates

User Key

(r) = Recorded By, (t) = Taken By, (c) = Cosigned By

Initials	Name	Effective Dates
DB	Dana Bangean, RN	03/08/12 -
EM	Eli Marrero, LVN	02/08/11 -

### Vitals

Most recent update: 11/8/2012 3:14 PM

BP	Pulse	Temp	Resp	Ht
121/88	89	98.6 °F (37 °C) (Oral)	18	5' 4.5" (1.638 m)

Wt	LMP	SpO2
102 lb 9.6 oz (46.5 kg)	10/31/2012	98%

## Patient History

### Medical as of 11/8/2012

Past Medical History: None  
Pertinent Negatives: None

### Surgical as of 11/8/2012

Past Surgical History: None  
Pertinent Negatives: None

### Family as of 11/8/2012

None

### Family Status as of 11/8/2012

None

### Tobacco Use as of 11/8/2012

Smoking Status	Smoking Start Date	Smoking Quit Date	Packs/Day	Years Used
Never Smoker	—	—	—	—
Types	Comments	Smokeless Tobacco Status	Smokeless Tobacco Quit Date	Source



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B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

Legendary Care™

## Visit Summary (continued)

### Tobacco Use as of 11/8/2012 (continued)

Types	Comments	Smokeless Tobacco Status	Smokeless Tobacco Quit Date	Source Provider
—	—	Never Used	—	—

### Alcohol Use as of 11/8/2012

Alcohol Use	Drinks/Week	Alcohol/Week	Comments	Source Provider
Yes	—	—	social	—

### Drug Use as of 11/8/2012

Drug Use	Types	Frequency	Comments	Source Provider
No	—	—	—	—

### Sexual Activity as of 11/8/2012

Sexually Active	Birth Control	Partners	Comments	Source Provider
Yes	—	Male	—	—

### Activities of Daily Living as of 11/8/2012

None

### Occupational as of 11/8/2012

None

### Socioeconomic as of 11/8/2012

Marital Status	Spouse Name	Number of Children	Years Education	Education Level	Preferred Language	Ethnicity	Race	Source
Single	—	—	—	—	English	Not Hispanic, Latino/a, or Spanish origin	White or Caucasian	—

## Medications

### Medications at Start of Encounter

	Disp	Refills	Start	End
<b>alprazolam (XANAX) 2 MG tablet (Taking)</b> Class: Historical Med			10/23/2012	
<b>carisoprodol (SOMA) 350 MG tablet (Taking)</b> Class: Historical Med			10/23/2012	
<b>LIDODERM 5 % (Taking)</b> Class: Historical Med			9/19/2012	
<b>mirtazapine (REMERON) 30 MG tablet (Taking)</b>			9/19/2012	



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B [REDACTED] N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED] Sex: F

### Legendary Care™

### Medications (continued)

#### Medications at Start of Encounter (continued)

	Disp	Refills	Start	End
Class: Historical Med				
<b>nitrofurantoin (MACRODANTIN) 50 MG capsule (Taking)</b>			8/15/2012	
Class: Historical Med				
<b>OPANA ER 30 MG 12 hr tablet (Taking)</b>			10/23/2012	
Class: Historical Med				
Earliest Fill Date: 10/23/2012				
<b>valacyclovir (VALTREX) 1000 MG tablet (Taking)</b>			9/19/2012	
Class: Historical Med				
<b>zolpidem (AMBIEN CR) 12.5 MG CR tablet (Taking)</b>			10/23/2012	
Class: Historical Med				
<b>ZOVIA 1/35E, 28, 1-35 MG-MCG per tablet (Taking)</b>			11/4/2012	
Class: Historical Med				
<b>oxymorphone (OPANA) 10 MG tablet</b>			10/23/2012	
Class: Historical Med				
Earliest Fill Date: 10/23/2012				

#### Ordered Medications

	Disp	Refills	Start	End
<b>methyIPREDNISolone (MEDROL) 4 MG tablet</b>	21 tablet	0	11/8/2012	11/15/2012
Sig: Take 6 tablets orally on day 1, then take one tablet less than the previous day until all gone.				

#### Ordered Facility-Administered Medications

	Dose	Freq	Start	End
<b>ketorolac (TORADOL) injection 60 mg</b>	60 mg	ONCE	11/8/2012	11/8/2012
Route: Intramuscular				

#### Call Information

	Provider	Department	Center
11/8/2012 1:50 PM	Jessie Rollins, DO	MAIN URGENT CARE	Main Clinic

#### Reason for Call

<b>Rib Injury</b>	x 6 days, pt here for recheck on ribs injury, taking Oxymorphone ER 30 mg with no relief. Pt roomed, stable.
-------------------	--

#### Care Advice Given

No Care Advice given for this encounter.

#### All Meds and Administrations



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B [REDACTED] N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED], Sex: F

## Legendary Care™

### All Meds and Administrations

ketorolac (TORADOL) injection 60 mg [7154874]

Ordering Provider: Jessie Rollins, DO  
Ordered On: 11/08/12 1440  
Dose (Remaining/Total): 60 mg (0/1)  
Frequency: ONCE

Status: Completed (Past End Date/Time)  
Starts/Ends: 11/08/12 1445 - 11/08/12 1442  
Route: Intramuscular  
Rate/Duration: — / —

Timestamps	Action	Dose	Route / Site	Other Information
11/08/12 1442	Given	60 mg	Intramuscular Left Ventrogluteal	Performed by: Eli Marrero, LVN

### Orders

#### Lab and Imaging Orders

No orders found

#### Other Orders

No orders found

### Result Summary

#### All Results

No results found

### Progress Notes

Jessie Rollins, DO at 11/8/2012 8:43 PM

Version 1 of 1

Author Type: Physician

Status: Signed

### Subjective:

Patient ID: N [REDACTED] B [REDACTED] is a 25 y.o. female.

Patient's medications, allergies, past medical, surgical, social and family histories were reviewed and updated as appropriate.

### Chest Pain

This is a new problem. The current episode started in the past 7 days. The onset quality is sudden (someone "bear hugged" her and she felt a pop). The problem has been gradually worsening. The pain is severe. Pertinent negatives include no fever. Prior diagnostic workup includes chest x-ray.

### Review of Systems

Constitutional: Negative for fever and chills.

Cardiovascular: Positive for chest pain.

Skin: Negative for itching and rash.





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B [REDACTED] N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED], Sex: F

Legendary Care™

## Progress Notes (continued)

Jessie Rollins, DO at 11/8/2012 8:43 PM (continued)

Version 1 of 1

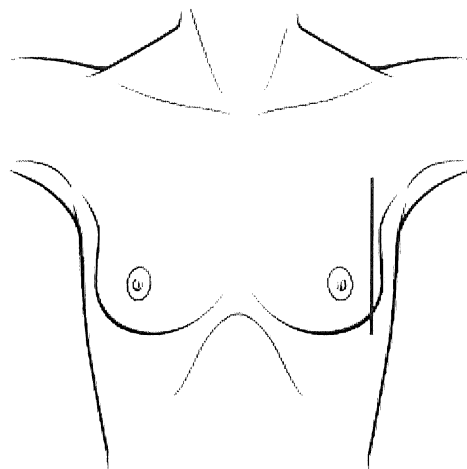
### Objective:

#### Physical Exam

Constitutional: She appears well-developed and well-nourished.

Cardiovascular: Normal rate and regular rhythm.

Pulmonary/Chest: Effort normal and breath sounds normal. No respiratory distress. She exhibits tenderness.



#### Exquisite TTP to light touch

Neurological: She is alert.

Skin: Skin is warm.

Psychiatric: She has a normal mood and affect.

### Assessment:

#### 1. Costochondritis

### Plan:

Toradol

Medrol Dose Pack

Monitor Sx. Instructions and warnings given.

Follow up with PMD; may return to UC or ER if symptoms worsen.

### Procedure Notes

No notes of this type exist for this encounter.





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Amb Encounter Report

B [REDACTED] N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED], Sex: F

### Legendary Care™

#### H&P Notes

No notes of this type exist for this encounter.

#### All Notes

No notes of this type exist for this encounter.

#### Order

##### X-ray ribs left 2 view [7154662]

Electronically signed by: **Prateek Jindal, DO on 11/06/12 1753**

Status: **Completed**

Ordering user: Prateek Jindal, DO 11/06/12 1753

Authorized by: Prateek Jindal, DO

Ordered during: Office Visit on 11/06/2012

Frequency: 11/06/12 -

Diagnoses

Rib pain [786.50 (ICD-9-CM)]

Questionnaire

Question

Answer

Is there a chance that you are pregnant?

No

Reason for Exam:

pain x 4 days

##### X-ray ribs left 2 view

#### Results

**Normal**

Status: **Final result**

**(Exam End: 11/6/2012 6:06 PM)**

X-ray ribs left 2 view [7154873] (Normal)

Resulted: 11/07/12 1052, Result status: Final  
result

Resulted by: Jaspret Brar, MD

Performed: 11/06/12 1757 - 11/06/12 1806

Accession number: E129977

Narrative:

**FINDINGS:** There is no definite evidence of acute displaced fracture of the ribs. No pneumothorax is identified. Lung parenchyma demonstrates no focal lesion.

**IMPRESSIONS:**

No definite acute osseous left rib abnormality.

32.8

Scan on 11/6/2012 7:46 PM by Grace Jimenez (below)



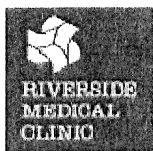
RIVERSIDE MEDICAL  
CLINIC, LLC  
3660 ARLINGTON AVENUE  
RIVERSIDE CA 92506-3912

B. N. MRN: [REDACTED] DOB: [REDACTED] Sex: F

Legendary Care™

Order (continued)

RIVERSIDE MEDICAL CLINIC		Patient Information Sheet		<input type="checkbox"/> New Patient <input type="checkbox"/> Name Change <input type="checkbox"/> Address Change <input type="checkbox"/> Insurance Change <input type="checkbox"/> Other		OFFICE USE ONLY	
<b>PATIENT INFORMATION</b> Last Name: [REDACTED] First Name: [REDACTED] M.I.: [REDACTED] Sex (M or F): [REDACTED] Date of Birth: [REDACTED] Social Security No.: [REDACTED] Patient's Address: [REDACTED] Apt. No.: [REDACTED] City: [REDACTED] State: [REDACTED] Zip: [REDACTED] Work Phone: [REDACTED] Home Phone: [REDACTED] Message Phone: [REDACTED] Marital Status (M, D, or W): [REDACTED] CIRCLE PRIMARY CONTACT NUMBER: [REDACTED] Patient's Employer: [REDACTED] Employer's Street Address: [REDACTED] City, State, Zip Code: [REDACTED] Telephone: [REDACTED] Language of Preference: [REDACTED] Interpreter Required? <input type="checkbox"/> Yes <input type="checkbox"/> No E-mail Address: [REDACTED] Ethnicity <input type="checkbox"/> Hispanic or Latino <input checked="" type="checkbox"/> Non-Hispanic or Non-Latino <input type="checkbox"/> Unknown <input type="checkbox"/> Decline to Provide Race <input type="checkbox"/> American Indian or Alaska Native <input type="checkbox"/> Native Hawaiian or Other Pacific Islander <input type="checkbox"/> Black or African American <input checked="" type="checkbox"/> White <input type="checkbox"/> Unknown <input type="checkbox"/> Decline to Provide							
<b>GUARANTOR/FINANCIAL RESPONSIBILITY INFORMATION (COMPLETE ONLY IF PATIENT IS A MINOR OR FULL-TIME STUDENT)</b> Father's Name (last, first, M.I.): [REDACTED] Father's Address (if different than patient's): [REDACTED] Father's Employer: [REDACTED] Employer's Street Address: [REDACTED] City, State, Zip: [REDACTED] Father's Social Security No.: [REDACTED] Date of Birth: [REDACTED] Business Phone: [REDACTED] Mother's Name (last, first, M.I.): [REDACTED] Mother's Address (if different than patient's): [REDACTED] Mother's Employer: [REDACTED] Employer's Street Address: [REDACTED] City, State, Zip: [REDACTED] Mother's Social Security No.: [REDACTED] Date of Birth: [REDACTED] Business Phone: [REDACTED]							
<b>SPOUSE OR EMERGENCY INFORMATION</b> Last Name: [REDACTED] First Name: [REDACTED] Relationship to Patient: [REDACTED] Telephone: [REDACTED]							
<b>INSURANCE INFORMATION</b> Primary Insurance Co.: [REDACTED] Policy Number: [REDACTED] Group Number: [REDACTED] Plan Code: [REDACTED] Subscriber Name: [REDACTED] Date of Birth: [REDACTED] Subscriber ID: [REDACTED] Employer: [REDACTED] Secondary Insurance Co.: [REDACTED] Policy Number: [REDACTED] Group Number: [REDACTED] Plan Code: [REDACTED] Subscriber Name: [REDACTED] Date of Birth: [REDACTED] Subscriber ID: [REDACTED] Employer: [REDACTED]							
<b>DOES THE PATIENT HAVE ANY OTHER MEDICAL INSURANCE? IF YES, PLEASE COMPLETE BELOW:</b> Insurance Co.: [REDACTED] Subscriber: [REDACTED] Policy Number: [REDACTED]							
<b>NEAREST RELATIVE (NOT LIVING WITH YOU)</b> Relative's Name: [REDACTED] Street Address: [REDACTED] Phone Number: [REDACTED]							
Missed appointments may be subject to a charge if 24 hour prior notice is not given. All returned checks will be subject to a \$20.00 processing fee. Failure to replace and pay all returned checks and the processing fee could result in the item being turned over to the District Attorney's Office. My signature below hereby authorizes the above named insurance company(s) to pay for all medical services rendered. I understand that I am financially responsible for all charges not covered by my insurance company. I authorize release of medical information to said insurance company. Additionally, my signature provides willing consent to the procedures which may be performed, including emergency treatment or services, and which may include but is not limited to, laboratory procedures, x-ray exams, medical or surgical treatment or procedures, anesthesia, or services rendered to the patient under the direction of the patient's physician or his designate. Signature: [REDACTED] Date: 11/6/12 If Not Patient, Relationship: [REDACTED]							



RIVERSIDE MEDICAL  
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3660 ARLINGTON AVENUE  
RIVERSIDE CA 92506-3912

B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

Legendary Care™

Order (continued)

#### CONSENT TO USE AND DISCLOSE PROTECTED HEALTH INFORMATION

By signing this form, you are granting consent to Riverside Medical Clinic to use and disclose your protected health information for the purpose of treatment, payment and healthcare operations. Our Notice of Privacy Practices provides more detailed information about how we may use and disclose this protected health information. You have the legal right to review our Notice of Privacy Practices before you sign this consent, and we encourage you to read it in full.

You may obtain a copy of the Notice of Privacy Practices by viewing our website [www.riversidemedicalclinic.com](http://www.riversidemedicalclinic.com) or by contacting our Quality Management Department at (951) 782-5103.

You have the right to request a restriction or limitation on the medical information we use or disclose about you for treatment, payment or health care operations. You also have the right to request a limit on the medical information we disclose about you to someone who is involved in your care or the payment for your care, like a family member or friend.

To request restrictions, you must make your request in writing to Riverside Medical Clinic Medical Records Department at 3660 Arlington Avenue Riverside, CA 92506. Please tell us (1) What information you want to limit (2) whether you want to limit our use, disclosure or both; and (3) to whom you want the limits to apply, for example, disclosures to your spouse.

You have the right to revoke this consent in writing, except to the extent we already have used or disclosed your protected health information in reliance on your consent.

#### NOTICE TO CONSUMERS

Medical doctors are licensed and regulated by the Medical Board of California  
(800) 633-2322  
[www.mbc.ca.gov](http://www.mbc.ca.gov)

Signature (Patient / Parent / conservator / guardian)

Date

Scan on 11/6/2012 7:47 PM by Grace Jimenez (below)



RIVERSIDE MEDICAL  
CLINIC, LLC  
3660 ARLINGTON AVENUE  
RIVERSIDE CA 92506-3912

B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

Legendary Care™

Order (continued)



## Authorization to Contact Information

PATIENT NAME: [REDACTED] DOB: [REDACTED]  
CHART NO.: [REDACTED] DR: [REDACTED] APPT: [REDACTED]

Dear Patient,

You have the right to specify how and when we communicate with you about your medical care/services. For example, you can ask that we only contact you by telephone to discuss appointments, results or other medical information. Please review the following choices and indicate to us which method of communication is best for you.

### STANDARD COMMUNICATION

*NP*

Standard Communication: All information on my account can be used to communicate with me, including address and home telephone number. My work telephone number may be used for messages.

### RESTRICTED COMMUNICATION

Only contact me by telephone at: \_\_\_\_\_

Do not send mail to my home address. Only send written communications regarding my medical information to the address listed below:

Street: \_\_\_\_\_

Apt. or Suite: \_\_\_\_\_

City: \_\_\_\_\_

Street: \_\_\_\_\_

Zip: \_\_\_\_\_

Special Instructions: \_\_\_\_\_

My signature below authorizes the doctor and/or staff member to communicate in the method indicated above. This includes:

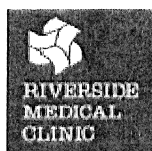
- Stating that he/she is associated with the doctor's office and/or Riverside Medical Clinic to any person or answering device that may answer the telephone.
- Sharing the information regarding my appointments, test results or other medical information with any person or answering device that may answer the telephone.

Signature: [REDACTED]

Date: 11/6/12

525-733 (4/12)

Scan on 11/6/2012 7:47 PM by Grace Jimenez (below)



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CLINIC, LLC  
3660 ARLINGTON AVENUE  
RIVERSIDE CA 92506-3912

B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

Legendary Care™

Order (continued)

Patient Name: N [REDACTED] B [REDACTED]

MR#: [REDACTED]



## Notice of Privacy Practices Patient Acknowledgement

The Riverside Medical Clinic *Notice of Privacy Practices* provides detailed information about how we may use and disclose your protected health information. It also describes your right to request restrictions on how we use and disclose this information. You are being given a copy of the *Notice of Privacy Practices* at this time and we encourage you to read it in full.

Our *Notice of Privacy Practices* is also available for viewing on the RMC website which can be accessed at [www.riversidemedicalclinic.com](http://www.riversidemedicalclinic.com). Additional copies may be obtained by contacting our Customer Relations Department at (951) 782-5102 or (951) 697-5477.

By signing below, I acknowledge that I have been given a copy of the Riverside Medical Clinic *Notice of Privacy Practices*.

Signature: [REDACTED]

Patient/Authorized Representative/Guardian

Date: 4/6/12

### For RMC Staff – Use Only if Unable to Obtain acknowledgment

Complete only if no signature is obtained. If it is not possible to obtain the individual's Acknowledgment describe the good faith efforts made to obtain the individual's Acknowledgment, and the reasons why the Acknowledgment was not obtained.

Reasons why the acknowledgment was not obtained:

☐ Patient refused to sign this Acknowledgment even though the patient was asked to do so and the patient was given the Notice of Privacy Practices.

☐ Other: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Time: \_\_\_\_\_

Print/Type Name: \_\_\_\_\_

525-781 (3/11)

Scan on 11/6/2012 7:48 PM by Grace Jimenez (below)

Printed on 11/19/21 9:08 AM

Page 22

00103516



RIVERSIDE MEDICAL  
CLINIC, LLC  
3660 ARLINGTON AVENUE  
RIVERSIDE CA 92506-3912

B [REDACTED], N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

Legendary Care™

Order (continued)



## Member Acknowledgement of Financial Responsibility Patient Services

AFFIX LABEL HERE

Dear Patient,

If you are a member of a Preferred Provider Organization (PPO), Health Maintenance Organization (HMO) or other Managed Care Plan, your Health Plan will only reimburse Riverside Medical Clinic (RMC) for services if the patient is eligible at the time of service, and the supplies or equipment are a Covered Benefit. The specifics of your benefits, coverage and copay requirements are outlined in the Evidence of Coverage manual sent to the subscriber at the time of enrollment.

Riverside Medical Clinic cannot assume financial risk for services or copays, which are your responsibility or are not covered by your Health Insurance Plan.

Your signature below acknowledges that a Riverside Medical Clinic staff member has notified you that one or more of the following may be applicable under the terms of your Health Plan coverage. Where applicable, you will be financially responsible to reimburse RMC for these services or supplies.

- ☐ Cosmetic service(s) are NOT a covered benefit under your Health Plan.
- ☐ The equipment or supply dispensed is not covered under your Health Plan.
- MB ☒ Your health plan may consider these services non-covered and you could be held financially responsible.
- ☐ The service, equipment, medication or supply provided may have higher copay, coinsurance or deductible, than was collected at the time of service.
- MB ☒ Services rendered by RMC or Non-RMC providers, that are NOT prior authorized, may be denied.
- MB ☒ I understand that I will be liable for services if found ineligible after services have been rendered. Effective date with HMO \_\_\_\_\_

The specific services or supplies reference above are as follows:

Description	Date of Service	Physician
<u>N</u> [REDACTED] <u>B</u> [REDACTED] Member or Legal Representative (please print)	Date: <u>11/6/12</u>	
<u>N</u> [REDACTED] <u>MB</u> [REDACTED] Signature of Member or Legal Representative	Date: <u>11/6/12</u>	

525-762 (5/09)

Scan on 11/22/2013 9:35 AM by Christina Bain: CITY OF RIVERSIDE POLICE DEPT. (below)

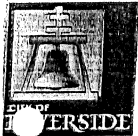


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RIVERSIDE CA 92506-3912

B [REDACTED] N [REDACTED]  
MRN: [REDACTED] DOB: [REDACTED] Sex: F

Legendary Care™

Order (continued)



CITY OF RIVERSIDE

1028892

RIVERSIDE POLICE DEPARTMENT  
AUTHORIZATION FOR MEDICAL AND/OR HOSPITAL INFORMATION

I hereby request and authorize you to furnish to the Riverside Police Department, or its representative, any and all present information you may have concerning:

N [REDACTED] B [REDACTED]  
(Victim's Name)

[REDACTED]  
(Date of Birth)

with respect to any illness or injury, consultation, prescriptions or treatment, including x-ray plates, and copies of all hospital or medical records.

A photo static copy of this authorization shall be considered as effective and valid as the original. Your reports shall include history, your findings, diagnosis and prognosis.

(Name of Medical Facility and / or Doctor)

is released from all legal liability that may arise from the release of the information requested.

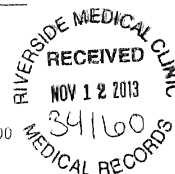
[REDACTED]  
Signature

10/31/13  
Date

Det B. [REDACTED] #525  
Witness

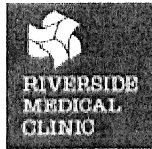
10-31-13  
Date

POLICE DEPARTMENT  
10540 MAGNOLIA AVENUE #B • RIVERSIDE, CALIFORNIA 92505 • (951) 353-7600



Scan on 11/19/2021 9:01 AM by Michelle Talerico: 11/05/2021 ROI Subpoena (below)





RIVERSIDE MEDICAL  
CLINIC, LLC  
3660 ARLINGTON AVENUE  
RIVERSIDE CA 92506-3912

B [REDACTED] N [REDACTED]  
MRN: [REDACTED], DOB: [REDACTED], Sex: F

Legendary Care™

Order (continued)

Attorney's Name, Address, & Phone:  
ELI A. ALCARAZ (Cal. Bar No. 288594)  
FRANCES S. LEWIS (Cal. Bar No. 291055)  
Assistant United States Attorneys/Attorneys for USA  
3403 Tenth Street, Suite 200  
Riverside, California 92501  
Telephone: (951) 276-6938/(213) 894-4850  
E-mail: eli.alcaraz@usdoj.gov/frances.lewis@usdoj.gov

Contact: FBI SA David Staab, (951) 897-3047

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

United States of America	PLAINTIFF	CASE NUMBER
v.		ED CR 18-231-JGB
JOHN JACOB OLIVAS,		
DEFENDANT(S)		SUBPOENA IN A CRIMINAL CASE

TO: Riverside Medical Clinic, Custodian of Records, 7117 Brockton Ave., Riverside, CA 92506

☒ YOU ARE HEREBY COMMANDED to appear in the United States District Court at the place, date and time specified below to testify in the above case.

Place: United States District Court, 3470 Twelfth Street, Riverside, CA 92501, Courtroom: 1

Date: 11/30/2021, Time: 9:00 a.m.

☒ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):  
Any and all medical files for N [REDACTED] (DOB [REDACTED]) from visit(s) from in or about November 2012, including any records for MRN [REDACTED]

*Klry K. Gray*

Klry K. Gray, Clerk of Court



November 5, 2021

Date

CR-21 (10/15)

SUBPOENA IN A CRIMINAL CASE

Page 1 of 2

END OF REPORT



## Report Settings

Account: B [REDACTED] N [REDACTED] [REDACTED]  
 Patient: B [REDACTED] N [REDACTED] [REDACTED]  
 Submission Information  
 User: [ 1570]  
 Time: Thu Nov 11, 2021 12:23 PM

**Riverside Medical Clinic**  
**3660 Arlington Ave.**  
**Riverside, CA 92506**  
**Business Office**  
**(951) 782-3050**  
**TIN: 33-0587303**

## Transaction Information

		Service Date From		Service Date To	Total Amount
Charges		01/01/2000		11/11/2021	335.00
Tx #	Procedure	Diagnoses	Service Provider	Date	Amount
1	A4466-PR ELASTIC G...	786.50 (ICD-9-CM)-Che...	Prateek Jindal, DO [1054]	11/06/2012	16.00
	(Match Pmt) 6	2000-INSURANCE PAYMENT (INSURANCE)		11/19/2012	10.80
	(Match Pmt) 15	1000-PATIENT PAYMENT (ACCOUNT)		12/12/2012	1.20
	(Match Adj) 7	3000-CONTRACTUAL WRITE-OFF (INSURANCE)		11/19/2012	4.00
2	99202-PR OFFICE/OU...	786.50 (ICD-9-CM)-Che...	Prateek Jindal, DO [1054]	11/06/2012	129.00
		848.3 (ICD-9-CM)-Sprain c			
	(Match Pmt) 6	2000-INSURANCE PAYMENT (INSURANCE)		11/19/2012	66.08
	(Match Pmt) 15	1000-PATIENT PAYMENT (ACCOUNT)		12/12/2012	24.01
	(Match Adj) 8	3000-CONTRACTUAL WRITE-OFF (INSURANCE)		11/19/2012	38.91
3	71100-CHG X-RAY RIB...	786.50 (ICD-9-CM)-Che...	Jaspret Singh Brar, MD...	11/06/2012	61.00
	(Match Pmt) 9	2000-INSURANCE PAYMENT (INSURANCE)		11/19/2012	35.83
	(Match Pmt) 15	1000-PATIENT PAYMENT (ACCOUNT)		12/12/2012	3.98
	(Match Adj) 10	3000-CONTRACTUAL WRITE-OFF (INSURANCE)		11/19/2012	21.19
4	99213-PR OFFICE/OU...	733.6 (ICD-9-CM)-Tietz...	Jessie E Rollins, DO [1...	11/08/2012	125.00
	(Match Pmt) 11	2000-INSURANCE PAYMENT (INSURANCE)		11/21/2012	53.54
	(Match Pmt) 15	1000-PATIENT PAYMENT (ACCOUNT)		12/12/2012	22.61
	(Match Adj) 12	3000-CONTRACTUAL WRITE-OFF (INSURANCE)		11/21/2012	48.85
5	J1885-PR KETOROLA...	733.6 (ICD-9-CM)-Tietz...	Eli Marrero, LVN [90071]	11/08/2012	4.00
	(Match Pmt) 13	2000-INSURANCE PAYMENT (INSURANCE)		11/27/2012	0.83
	(Match Adj) 14	3000-CONTRACTUAL WRITE-OFF (INSURANCE)		11/27/2012	3.08
	(Match Adj) 16	5015-SMALL BALANCE WRITE OFF (ACCOUNT)		01/11/2013	0.09
Payments		Matched to charges			218.88
Adjustments		Matched to charges			116.12

Note: This report contains only those payments and adjustments which are matched to the charges listed in the Charges section.

# Lewis Declaration Exhibit 3

Riverside Police Department  
Continuation Sheet

Page 5

File [REDACTED]  
Det. B. Isaac #

After they arrived at the suspect's house, he put the gun down on a table and then grabbed the victim and shoved her to the ground. S/Olivas then began trying to pull the victim's pants off of her. V#1 said she was begging him to stop and he said "No, shut the fuck up and do what I say". The suspect continued to pull on the pants and they eventually came off of the victim. V#1 said she tried to crawl across the floor to get away and the suspect grabbed her leg and yanked her back across the floor. As a result of this the victim's leg got cut and was bleeding. V#1 said the suspect held her arms over her head and "Forced himself on me". V#1 said she kept asking him to stop and he wouldn't, so after....he got up to go to the bathroom. While the suspect was in the bathroom, V#1 grabbed the gun on the table, took out the magazine, took the round out of the chamber and hid it with the pots and pans in the kitchen. V#1 said the suspect was so drunk that he didn't realize the gun was gone and he went upstairs. I asked V#1 if the suspect raped her and she said "Yes". I asked the victim if the suspect's sons were in the house and she said they were not, it was just the two of them.

V#1 said the next morning they got up and the suspect was hung over. She also said that his two sons came to the house. About that time the suspect asked the victim where his gun was. V#1 said she told the suspect's thirteen year old son to go upstairs and keep his father busy looking for the gun upstairs. V#1 then went downstairs, put the gun back together and put it near the kitchen sink and then she told the suspect she had found where he had left his gun from the night before. I asked the victim if she ever told anyone about the rape and she said no, she didn't want to look like a victim.

V#1 then began talking about a later time when she told the suspect that she wanted to leave and he said no you're not and grabbed her by her arm. He then turned her sideways. The suspect put his arms around the victim and started squeezing. The victim heard "Pop pop" and immediately she couldn't breathe. V#1 said she started crying because she couldn't talk and the suspect asked her what was wrong. V#1 was able to tell him that she needed to go to the hospital and he said "You're not going to the hospital". V#1 said the suspect kept her in his house for three days and parked his work car behind her to make sure she couldn't leave. When she again asked him to take her to the

Riverside Police Department  
Continuation Sheet

Page 6

File [REDACTED]  
Det. B. Isaac #

hospital, S/Olivas said "I want to make sure I know what you're going to say". V#1 said that she wouldn't tell them what happened and he said "No, cause there going to look at it the wrong way and blah, blah, blah". V#1 said after three days, she still wasn't improving, so the suspect took her to the Riverside Medical Clinic Urgent Care". Basically the victim said when the suspect squeezed her, he separated her cartilage from her ribs. V#1 said she was in a "Binder" for five weeks after that.

After leaving the doctor, V#1 drove back to the suspect's residence, because she was in pain and knew he wouldn't be home for several hours. She said when he arrived home, she was already in bed. V#1 said the suspect started grabbing at her and wanted to have sex. The victim told him no, she was still in great pain and S/Olivas told her that he didn't care. (She said the suspect held her wrists together above her head with one of his hands and forced her down. V#1 told him to stop, that she was in pain and the suspect told her "I don't care, shut the fuck up". V#1 told him "Let me know when you're done". She said she rolled her eyes and just laid there. I asked the victim if she had to guess the amount of time between the first rape and the second rape she said about two months. She told me that there were a lot of times that he would coarse sex and I asked her if the two rapes were different than those and she said those two times were like "Hold me down don't move."

V#1 told me about an incident where she had taken an Ambien to help her sleep through her nightmares. She said the suspect actually videotaped himself sodomizing her while she is "Completely out of it" and could barely speak. She said in the video you can hear the suspect's voice asking her questions. V#1 said her eyes were barely open and the suspect asked her if he was "Fucking her in the ass, do you like that". (Pause interview)

V#1 then told me about another incident where the suspect had his thirteen year old son call his parents and ask them to come over to his house. The victim said he ended up pulling his service weapon on his mother and father in the bedroom. She said the suspect's father went after him and tackled him and the two of them were wrestling on the ground over the gun. V#1 said she screamed for the two boys to go to the other room. V#1 said the suspect's thirteen year old son saw his father and grandfather wrestling on the ground over the gun. I asked the victim, why the suspect pulled a

# Lewis Declaration Exhibit 4



## FEDERAL BUREAU OF INVESTIGATION

Date of entry 06/29/2015

On June 29, 2015, Writer received a fax from DI [REDACTED] BR [REDACTED]. The fax contained the dates of service for the medical appointments of her daughter, NJ [REDACTED] BR [REDACTED] for 2012. The fax is attached hereto.

---

Investigation on 06/29/2015 at Riverside, California, United States (Fax)File # [REDACTED] Date drafted 06/29/2015by David Staab

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

Attn:

Dave Staab

From:

Debbie  
Broder

4 pages total ~~5~~ including  
cover sheet



Claim ID	Status	Date of Service	Charge
	PAID	11/21/2012	116.00
	DENIED	11/21/2012	116.00
	DENIED	11/21/2012	116.00
	PAID	11/16/2012	170.78
	PAID	11/16/2012	170.78
	REVERSED	11/16/2012	-170.78
	DENIED	11/16/2012	170.78
	PAID	11/15/2012	135.00
	PAID	11/15/2012	75.95
	PAID <i>Riverside</i>	11/8/2012	125.00
1.23E+264	PAID " "	11/8/2012	4.00
	PAID <i>Riverside</i>	11/6/2012	145.00
	PAID <i>Riverside</i>	11/6/2012	61.00
	PAID	10/25/2012	70.00
	PAID	10/11/2012	170.78
	PAID	10/10/2012	1742.00
	REVERSED	10/10/2012	-1742.00
	PAID	10/10/2012	1742.00
1.23E+296	PAID	9/19/2012	86.90
	PAID	9/19/2012	190.00
	PAID	9/13/2012	70.00
	PAID	9/12/2012	170.78
	PAID	8/15/2012	350.00
	PAID	8/14/2012	170.00



		PAID	8/13/2012	143.52
R1		REVERSED	8/13/2012	-143.52
		PAID	8/13/2012	143.52
		PAID	8/13/2012	170.78
		PAID <i>w/ John Burbank - Roundtrip</i>	7/26/2012	77.60
1.22E+171		PAID	7/26/2012	116.00
A1		PAID	7/26/2012	116.00
R1		REVERSED	7/26/2012	-116.00
		PAID	7/26/2012	110.00
		PAID	7/16/2012	170.78
		DENIED	7/16/2012	170.78
		PAID	7/13/2012	597.31
1.22E+113		PAID	7/13/2012	195.00
		PAID	7/3/2012	57.16
		PAID	6/21/2012	170.78
		DENIED	6/21/2012	170.78
12180220097		PAID	6/20/2012	190.00
12180220723		PAID	6/18/2012	254.00
		PAID	6/18/2012	62.31
12156220035		DENIED <i>Roundtrip Back to Riverside</i>	5/23/2012	114.00
		PAID	5/23/2012	170.00
1.23E+287		PAID	5/23/2012	170.78
12304220038		DENIED	5/23/2012	170.78
		PAID <i>Riverside</i>	5/17/2012	3488.25
12177223057		PAID <i>"</i>	5/17/2012	553.00
1		PAID <i>"</i>	5/17/2012	553.00
1		REVERSED <i>"</i>	5/17/2012	-553.00
1		PAID <i>Debby / not Nicole w/ Signed Release</i>	5/11/2012	190.00

		<i>Double what PAID not Nicole w/ Release</i>		
		PAID	5/4/2012	190.00
			4/25/2012	286.24
		PAID	4/24/2012	225.00
		PAID	4/24/2012	135.00
1		PAID <i>labs</i>	4/11/2012	871.00
1		PAID <i>lab</i>	4/11/2012	1961.54
1		PAID <i>labs</i>	3/22/2012	22.00
				\$15,460.36

# Lewis Declaration Exhibit 5

## UNCLASSIFIED

File Number: [REDACTED]

Disc Number: 10\_31\_2013 02\_49PM

1 together and I set it on the kitchen, uh he has like the kitchen, you know how the  
2 kitchen sink it has like that little bar on the top? I just set it like right in between  
3 the thing and I said, "Oh John, I found your gun." And that was the end of that.  
4 So he didn't even know that I had taken it and hid it. Nothing. Only the son did.

5  
6 BI: Okay.

7  
8 NB: So then after that um he had.

9  
10 BI: Did you ever tell anybody about that incident? Not your mom, you don't have a  
11 best friend? Okay.

12  
13 NB: (Crying) I didn't want anyone to know. I didn't want to be looked at like a  
14 victim. I didn't want people to feel pity for me. I didn't want anyone to know  
15 that he did that.

16  
17 BI: Okay.

18  
19 NB: (Crying) Being a federal agent, who does that? I couldn't, I couldn't wrap my  
20 head around it. UI kind just tried to ignore it.

21  
22 BI: Okay, go ahead.

23  
24 NB: Um and um and then there was another time um that he, after, do you want me to  
25 go into how he hurt my ribs?

26  
27 BI: Uh huh.

28  
29 NB: Cause he raped me after that too.

30  
31 BI: Okay. Same day, next?

32  
33 NB: No, it was a few a months later.

34  
35 BI: Do you have any idea approximately when the that first incident happened?

36  
37 NB: I'm trying to remember. I don't remember.

38  
39 BI: Okay, okay.

40  
41 NB: Um but I um went to uh I wanted to leave and um I sat on the edge of the bed as  
42 I'm sitting on this chair now, and uh he said, "No you're not." And grabbed me  
43 by my arm and turned me sideways so now I'm facing this way but he's facing  
44 like, like that towards me. Like, this was so his chest is to me. My shoulder is

## UNCLASSIFIED

File Number: [REDACTED]

Disc Number: 10\_31\_2013 02\_49PM

1 now in between his Pecs. He wrapped his arms around me and he squeezed  
2 while my arms were down like this, so when he squeezed, my elbow and  
3 everything went right into my ribs and I felt pop, pop and then I couldn't breathe.  
4 So I started to cry. He uh freaked out and said, "What's wrong?" Like he didn't  
5 know. And I said, I couldn't talk. So I just kept pointing to my side. He ripped  
6 my shirt in two and he's like, "I don't see anything. I don't see anything." And I  
7 just kept pointing to my side. So he ran downstairs and got ice, again like he  
8 always did after he would hurt me then he would take care of me. So he ran  
9 downstairs, he got a bag of ice, ran upstairs and laid it on my side and was like,  
10 "Oh, are you okay?" This and that. And I said, "I think I need to go to the  
11 hospital." He said, "You're not going to the hospital." He goes, "It'll be fine.  
12 It's not even bruising." I said, "No, I can't breathe. You don't understand." Like  
13 I was breathing like (making breathing sound). I mean that's as big as a breath I  
14 could take. And I said, "John, something's wrong. I need to go to the hospital."  
15 He said, "You're not going anywhere." And he kept me in his house for 3 days  
16 and parked his car behind mine so I couldn't leave.

17  
18 BI: He what?

19  
20 KT: He parked his car behind her so she couldn't leave.

21  
22 BI: Okay.

23  
24 NB: Um he told me that he called out of work um the day because I was in the house  
25 for 3 days and he was there the whole time. And he told me that he had called out  
26 of work but for all I know he went in while I was sleeping in the morning. Cause  
27 I couldn't sleep at night 'cause I was afraid of him so I would sleep during the day  
28 while he was gone. So I don't know if he went to work and then came back  
29 without me knowing, like UI waking up. Um but he told me, like I'd wake up  
30 he'd be there and he said he called out of work and said it had something to do  
31 with his son or something. I don't remember exactly verbatim what he had told  
32 me. But it was something about, uh something about that he had so many  
33 vacation days or whatever and he could take it off and it wasn't a big deal. And  
34 he tried to make it like, oh well I'm taking care of you. And I was like, "Well if  
35 you're taking care of me then take me to the hospital." And he goes, "Well I want  
36 to make sure I know what you're going to say." And I said, "Well I'm going to  
37 tell them what happened." And he goes, "No, cause they're going to look at it the  
38 wrong way" and blah, blah, blah. So that's why he made me stay there for 3 days.  
39 But after 3 days when I wasn't getting better then he finally took me over there to  
40 the hospital.

41  
42 BI: Which hospital?

43  
44 NB: Uh it's actually an urgent care. It's, uh I guess Riverside Medical Clinic.



## UNCLASSIFIED

File Number: [REDACTED]  
Disc Number: 10\_31\_2013 02\_49PM

1  
2 BI: Okay. He took you to urgent care.

3  
4 NB: Yeah.

5  
6 BI: And what did they find out?

7  
8 NB: Um rib pain, primary rib injuries and then they said, um I don't know how to  
9 pronounce that. Pretty much the cartilage gave me a lung contusion.

10  
11 BI: Where your cartilage runs off of your ribs.

12  
13 NB: So I was in a binder for 5 weeks.

14  
15 BI: Okay.

16  
17 NB: And I had to go back to the doctor's two more times after that because of the  
18 inflammation and the pain wasn't going down so I had to get a shot um in my side  
19 for the inflammation to go down so I could get some relief.

20  
21 BI: Okay, so, okay.

22  
23 NB: And then um I drove back to his house, 'cause it was my left side. I learned how  
24 to drive stick with my father so I drive left-handed so it was very hard to lift my  
25 arm up to drive and so I'm trying to drive right-handed and I feel like I'm going  
26 to crash, like I'm driving with the wrong hand. So I ended up driving back to his  
27 house 'cause I knew he had a meeting that night and he wasn't going to be home  
28 until at least 9. So I drove back to his house and I just stayed there and then when  
29 he got home um he came in the room and he had just got home from the gym and  
30 jumped in the shower. He got out of the shower and I was already in bed and I  
31 was just in a um tank top and just some shorts and his son came in and asked me  
32 to tuck him in and so I walked down the hallway and his son would get in the bed.  
33 And then he just liked us to turn the light off like once he's in the bed. So I told  
34 him goodnight. I turned the light off and shut his door a little bit and I walked  
35 back down 'cause the, the room's only 2 down from the master bedroom, so then  
36 I went into the master bedroom and I laid down. John started grabbing on me and  
37 wanted to have sex and I told him, "Are you joking me? Like my ribs are  
38 fractured or something is wrong." Like, "Really." And he said, "I don't care."  
39 And I said, "But it hurts. Like I can't breathe. Let alone have sex." So he  
40 decided he didn't care. So he would hold my wrists like this with one hand over  
41 my head and he would just pin me down like that. And then I would just tell him  
42 to stop and I said it hurt. (Crying.) And he goes, "I don't care. Shut the fuck  
43 up." And I just looked at him and said, "Let me know when you're done." And I  
44 just rolled my eyes and I just laid there.

# Lewis Declaration Exhibit 6

File Number: [REDACTED] Disc 1D-1

1  
2 SA: You didn't witness it that's just what Rita told you. Okay. So you stayed home?

3  
4 NB: Um hmm, I didn't go over there.

5  
6 SA: Went, went in your little corner and mind your own manners kind of thing. Okay,  
7 Then, and then what any...

8  
9 NB: He came back and went to bed.

10  
11 SA: Life goes on. Okay. When's the next thing that happens?

12  
13 NB: Um my rib.

14  
15 SA: Is that right away right after that, a couple days?

16  
17 NB: A couple days. Cause um I was, he took me I think on the third day cause he  
18 locked me in the house for two days he didn't let me go to the...

19  
20 SA: Okay.

21  
22 NB: ...um hospital or urgent care.

23  
24 SA: So, what's the first day you go to urgent care?

25  
26 NB: Um the sixth.

27  
28 SA: So later that night then. It's a couple days or the next day then .

29  
30 NB: It was it happened okay, third, fourth, so it probably happened the next night or  
31 the next day I'm sorry. It happened, it happened during the day cause the boys  
32 were in pool and I said I wanna (Ph) go home and I, I got to the end of the bed  
33 and then that's when he um when he said N [REDACTED] i, and I said what, and I turned just  
34 at my waist like this and he was right there and so now my shoulder was in his  
35 pecks he wrapped his arms around me and just squeezed.

36  
37 SA: Okay.

38  
39 NB: And I heard it pop.

40  
41 SA: So, so the night of the third is the night he wrestles his dad with the gun.

42  
43 NB: Uh huh.

44  
45 SA: And.



File Number: [REDACTED] Disc 1D-1

1 NB: I went to urgent care.  
2  
3 SA: And that was, that was the night that you wanted to leave right?  
4  
5 NB: Yeah.  
6 SA: You wanted to leave that night because you were done you, you had enough.  
7  
8 NB: And then I tried to leave again.  
9  
10 SA: And you tried to leave the next morning or sometime the next day.  
11  
12 NB: It's either the next day or the day after that.  
13  
14 SA: Okay let, let, let's work backwards because we have documentation from the  
15 urgent care right so we know what day you went to the urgent care.  
16  
17 NB: Yeah.  
18  
19 SA: About how many days between when he squeezed you and did you actually go to  
20 urgent care?  
21  
22 NB: Um like two days.  
23  
24 SA: So two or three days.  
25  
26 NB: Three days yeah it, it was like two days I think.  
27  
28 SA: Okay so if we work backwards from the first day which was the sixth you said  
29 right for urgent care?  
30  
31 NB: Yeah.  
32  
33 SA: So that puts it on the fourth.  
34  
35 NB: So it was, yeah so it must've been the next day when I tried to leave again during  
36 the day and he flipped out.  
37  
38 SA: Okay. So does that sound right is that do you remember?  
39  
40 NB: Yeah. Because I know, cause he wouldn't let me to go to the hospital.  
41  
42 SA: Right.  
43  
44 NB: Like that's how I know and if it's on the sixth then that's when it happened.  
45  
46 SA: Right well we'll, we're gonna (Ph) have documents.

File Number: [REDACTED] Disc 1D-1

1  
2 NB: I just, everything's....

3  
4 SA: Yeah.

5  
6 NB: ...like yeah a blur you know.

7  
8 SA: Right and that's...

9  
10 NB: and nothing (UI) happened all the same day like it just feels like one long day  
11 kind is kind of what this feels like so it's hard for me to break it down.

12  
13 SA: Well and that's why we're here today to try to break it down and I'm not trying to  
14 put words in your mouth...

15  
16 NB: No.

17  
18 SA: ...okay I'm trying to help you.

19  
20 NB: Yeah.

21  
22 SA: ...I'm trying to help us pin point a timeline.

23  
24 NB: Yeah. It happened it probably did happen the next day cause the boys were in the  
25 pool and I was like oh um you know I want to go, I'm leaving and then that's  
26 when he was like come here and that's when he squeezed me really, really hard  
27 and I just heard like pop, pop and it just knocked the wind out of me and I was  
28 like (making a sound trying to breathe) and then I just started crying but I couldn't  
29 talk, and then he kept saying, what's wrong with you, what's wrong with you and  
30 I just kept pointing at my side. And he ripped my shirt in two, like ripped it off  
31 and then like ripped it off and was like checking and he's like what is wrong with  
32 you and I kept smacking his hand like don't touch it, like it hurts. And he ran  
33 downstairs all boyfriend of the year, grabbed a bag of ice like trying to play like  
34 really? You know damn well what you were doing. Like you meant to hurt me.  
35 Like.

36  
37 SA: Okay, so you, you say that now. You're text messages don't say that.

38  
39 NB: Nope.

40  
41 SA: Okay so what are your text messages say?

42  
43 NB: Um that it we that he bear hugged me too hard.

44  
45 SA: Okay and why do your text messages say that?  
46

File Number: [REDACTED] Disc 1D-1

1 NB: Because I wasn't gonna (Ph) tell anybody that that's what he did because he hurt  
2 me.  
3  
4 SA: Okay but, but these text messages are between you and him.  
5  
6 NB: Uh huh.  
7  
8 SA: Right? And, and you're, you're basically telling him I know you didn't mean to  
9 do it I know you meant to bear hug me dah, dah, dah, dah (Ph).  
10  
11 NB: (UI) to the hospital.  
12  
13 SA: Right. Cause you were trying to get him to let you go to the hospital?  
14  
15 NB: Uh huh.  
16  
17 SA: So you were trying (UI).  
18  
19 NB: Trying to make a story to him of what I would I say.  
20  
21 SA: Okay.  
22  
23 NB: Like, oh no you didn't hurt me. You would've never done that to me.  
24  
25 SA: Okay.  
26  
27 NB: Don't worry I just need to go the doctor and I'll tell them you didn't I mean you  
28 just bear hugged my too hard it wasn't a big deal that's how I played it.  
29  
30 SA: Okay and, and in your mind what are you really thinking?  
31  
32 NB: I need to get the hell outta (Ph) here.  
33  
34 SA: Okay. Do you think he meant to squeeze you?  
35  
36 NB: Oh yeah, oh yeah he did, he did not want me going. I mean he pulled a gun out  
37 and pointed at my head and then pointed it at his own mother.  
38  
39 SA: Right.  
40  
41 NB: And then like squeezes me and like I mean he squeezed me hard. And like I said  
42 I'm a hundred pounds. Like he his arms are like as big as my legs, bigger than  
43 my legs like there's no way that he just bear hugged me and was like oh whoops.  
44  
45 SA: Right.  
46

File Number: [REDACTED] Disc 1D-1

1 NB: No like he grabbed me and he squeezed like I felt him squeezing.  
2  
3 SA: Okay. So, so at what do you can you talk?  
4  
5 NB: Um probably like I don't know, three, four or five minutes later.  
6  
7 SA: Okay.  
8 NB: Like once I could get my (UI).  
9  
10 SA: Did, did he knock the air out of you?  
11  
12 NB: Yeah.  
13  
14 SA: Okay. He squeezed you hard enough to knock the air out of you?  
15  
16 NB: Oh yeah that's why I was like, I just kept going (puff) and the I just started crying  
17 like and then the tears were running down my face (UI) but I couldn't talk.  
18  
19 SA: Okay.  
20  
21 NB: So like , like I just kept motioning like smacking his hand like quit touching me it  
22 hurts like but I couldn't say that because I couldn't talk.  
23  
24 SA: Okay.  
25  
26 NB: And once I got the air like once I was able to like breath after like a minute or two  
27 whatever um then I was like what the hell's wrong with you? And he's like what  
28 are talking about I didn't mean to hurt you and then I was just like oh my god  
29 whatever (UI) now I have to stay.  
30  
31 SA: Why do you feel you have to stay?  
32  
33 NB: Cause I couldn't drive. I was in so much pain.  
34  
35 SA: Okay.  
36  
37 NB: I was like oh my god that was one of the worse things I've ever felt. It was  
38 horrible.  
39  
40 SA: Okay. So then...  
41  
42 NB: And I knew it was bad because I was on my pain medication from my leg, so for  
43 me to be in that much pain and being on pain medication already, I knew it was  
44 bad.  
45  
46 SA: Okay.

File Number: [REDACTED] Disc 1D-1

1  
2 NB: Like I knew I needed to go to the doctor.

3  
4 SA: And did you ask to go that day?

5  
6 NB: Yeah. I begged him and he's like no. You're not going. You're fine put ice on  
7 it.

8 SA: And why, why was he so hesitant to let you go to the doctor?

9  
10 NB: Because he said he didn't want them to think that he beat me.

11  
12 SA: Okay. And the real reason, the reality is.

13  
14 NB: He put hands on me, he did it. But he just didn't want me to tell them that and  
15 then when we got to urgent care (UI) to check your vitals right, and the nurse  
16 called me in and he tried to go in the room with me.

17  
18 SA: Okay so this is, this is...

19  
20 NB: At the urgent care.

21  
22 SA: ...couple days later now.

23  
24 NB: Finally when he took me, yeah.

25  
26 SA: So how long does he, does he go to work the next day?

27  
28 NB: He does (UI) he came home. I think he left cause, I don't know if he went to  
29 work or he left when I was sleeping and like he's all buddy, buddy with his boss.  
30 He always leaves. He'd be home at like one o'clock in the afternoon.

31  
32 SA: What time would he normally go in?

33  
34 NB: Like nine, or ten and he'd be home like, and that's why my dad, my dad used to  
35 joke and that's why I remember cause my dad would say oh that's our tax payers  
36 money going to work cause he was never at work. So that's how I remember.

37  
38 SA: Okay so, so he uh...

39  
40 TJ: Did you ask to go the next day to the hospital?

41  
42 NB: I asked to go the, that day, the next day. And then I think I went the next day  
43 after that.

44  
45 SA: Okay so...

File Number: [REDACTED] Disc 1D-1

1 TJ: (UI) go ahead.

2  
3 SA: ...I was gonna (Ph) say so the next day when he was gone or at work...

4  
5 NB: I think I was sleeping, cause when I woke up he was there.

6  
7 SA: Okay. Did you take Ambien (Ph) that night?

8  
9 NB: No. I was in so much pain I just no, (UI).

10  
11 SA: Did you normally sleep late?

12  
13 NB: Yeah usually I went to bed late yeah, and then I slept in the morning.

14  
15 SA: Okay so, um when you got up when you got up the next morning so this is  
16 approximately November fifth now, he was already home from wherever he went.

17  
18 NB: Uh huh.

19  
20 SA: So you couldn't just go to the doctor?

21  
22 NB: Uh Uh (Ph)

23  
24 SA: And you couldn't just leave?

25  
26 NB: Uh uh (Ph).

27  
28 SA: Okay. And did you ask him to go to the doctor?

29  
30 NB: (UI) yeah.

31  
32 SA: And what was his answer.

33  
34 NB: No. He was like I don't know what you're gonna (Ph) say I don't trust you.

35  
36 SA: So what would you tell him?

37  
38 NB: Same thing I just told you I just kept playing it no babe you would never hurt me  
39 you. I know you love me.

40  
41 SA: Did you tell them, did you ever tell John that you and I know what happened but I  
42 would never tell them that? I would just tell them this, did you ever say that? Or  
43 did you always just say no John I know you're playing.

44  
45 NB: I just always made it like he just did no wrong.

File Number: [REDACTED] Disc 1D-1

1 SA: Okay.  
2  
3 NB: I just didn't want (UI) like I said I didn't want to make him mad.  
4  
5 SA: Okay. Um so then approximately the next day you go to the doctor.  
6  
7 NB: He took but he tried to even come in that room and the nurse is like sir you need  
8 to wait outside.  
9  
10 TJ: Why did he finally give in and take you (UI).  
11  
12 NB: Because I told him that if he didn't let me go I'm gonna (Ph) call my mom and  
13 tell her what really happened. And he knew damn well my mom would be like on  
14 it.  
15  
16 SA: So, so what gave you the courage then to tell him that? At this point in the  
17 relationship?  
18  
19 NB: Because I was in so much pain I didn't want any more.  
20  
21 SA: So...  
22  
23 NB: I was like I need to go to the doctor. Like, something is wrong.  
24  
25 SA: Are you, but are you still in fear that he's (UI) about everything else about him  
26 being a cop, about everything else?  
27  
28 NB: I was but I figured that I played it good enough that he believed me. Like I just  
29 kept you know babying him and like no babe like I love you, like no.  
30  
31 SA: But, but you just told Troy that um you told him that if you didn't take me that  
32 I'm gonna call my mom.  
33  
34 NB: Uh huh. And tell her...  
35  
36 SA: And tell her what really happened.  
37  
38 NB: Uh huh.  
39  
40 SA: What gave you the courage to tell him that cause that's really the first time you  
41 kind of threatened him.  
42  
43 NB: I stood up yeah. Because I just was in so much pain that I was like seriously if  
44 you don't take me to the doctor like I'm gonna (Ph) call my mom and tell her or  
45 I'm gonna (Ph) call your mom and have your mom take me and then I'm gonna  
46 (Ph) tell her what you did.

File Number: [REDACTED] Disc 1D-1

1  
2 SA: Okay.

3  
4 NB: And then that's when he was just like, I didn't do anything.

5  
6 SA: But you didn't fear any wrath at that point?

7  
8 NB: No because I had told him so many times that like he didn't do anything wrong  
9 and he knew he had it in text so he was just like whatever.

10  
11 SA: Okay so, so in those two days roughly you're texting him all that stuff. Where are  
12 you guys at when you're texting is he gone?

13  
14 NB: Yeah he'd go to the gym or like go get food at like Del Taco or something.

15  
16 SA: So you would text him during the couple minutes he was gone (UI).

17  
18 NB: Well when he'd go to the gym he'd be gone for an hour, like an hour and a half he  
19 would be gone.

20  
21 SA: Okay.

22  
23 NB: And then he'd take like his son to m(UI) tai or jujitsu and things like that so he  
24 would leave throughout the day but um when I was, when that happened he was  
25 with me like stuck to my side and then I don't know, I don't remember if he left,  
26 he might of left and went to the gym or took Jacob to m(UI) thi or something I  
27 just remember like I was in so much pain that I couldn't even lift my arm like any  
28 higher than like this. And I drive left handed and I tried to drive right handed and  
29 not working so I'm like I was trying to drive and I was like I can't lift my arm  
30 high enough to drive I can't drive home and I needed someone to drive me to the  
31 urgent care. So then finally he said you know um I didn't do anything wrong how  
32 dare you even say that now I'm not gonna (Ph) take you. And I said then I'm  
33 gonna (Ph) call my mom. And he's like who, um and then he's like and then  
34 what, she'll call the cops and then who are they gonna (Ph) believe. He goes a  
35 pill popping junky like you, he goes or a federal agent like me. He goes, cause  
36 I'm a golden boy.

37  
38 SA: Who took those pictures of your pill bottles that's on your phone, did you take  
39 those pictures? All your med, all your medication (UI) stacked up and there's a  
40 picture of it on your phone?

41  
42 TJ: Um I asked you this a while ago you, you knew the reason uh.

43  
44 SA: I actually should probably have it.

45  
46 NB: Is it for my doctor?



File Number: [REDACTED] Disc 1D-1

1  
2 TJ: No it's a picture of your like prescription pills I, I think you left them at John's  
3 house somewhere there was a reason you said for taking the picture. Um...

4  
5 SA: I do not have it (UI)

6  
7 NB: (UI)

8  
9 SA: No it's, its not important I'm just, I'm just...

10  
11 NB: oh, okay, okay

12  
13 SA: ...trying to (UI) because I, I just I noticed (UI) you made a comment about pill  
14 popping junky and I didn't know if he...

15  
16 NB: (UI).

17  
18 SA: ...right if he did it or what.

19  
20 NB: No. There is one time that he, that I did wake up and all my pills were like  
21 strewed about in the safe and he's the only other one, the other person that knew  
22 where the key was. So, I don't know if he (UI) like opened it up and (UI) and  
23 then like took a picture of it so like trying to make it look like I abuse drugs or  
24 that I would any type of that, type person. But I have never in my life left pills  
25 out like that. I have three dogs. My stuff is always up high I never leave stuff on  
26 the floor so for my pills to be strewed out like that was very odd and I asked him  
27 about it and he said that he didn't know, so...

28  
29 SA: Okay. Alright so, um I'm trying to so you're not a, are you not a, earlier this  
30 morning you were telling us that you, you didn't tell your parents cause you were  
31 afraid of, that he, what would happen. You, you didn't call the police because of  
32 the reasons you said. I'm trying to figure out in this, in this instance now why  
33 you (UI).

34  
35 NB: (OV) Cause I was in pain and I was done, I was done with him. I was like I am  
36 done.

37  
38 SA: You're not worried about the ramifications so...(OV)

39  
40 NB: I was at the point where it's like if he hit me then good like I thought like punch  
41 me in the face and then I can call nine, one, one and get in an ambulance and get  
42 the hell outta here.

43  
44 SA: Okay.

45  
46 NB: Like I really was to the point where if he came at me (UI).

File Number: [REDACTED] Disc 1D-1

1  
2 SA: You...

3  
4 TJ: What got you to that point? Like what, explain to us like you could've said the  
5 same to thing to him at any of those any other points and threatened him with  
6 calling your mother.

7  
8 NB: Yeah.

9  
10 TJ: But what was it that took you to that point where you were (UI) you didn't care  
11 what he said and you were willing to take a risk, whereas you weren't on the other  
12 ones.

13 NB: Because I just, I was so like it was just the day in and day out with like the abuse  
14 that it just kinda, it sounds really bad but I kinda just got used to it. And so I just  
15 kinda look like what else are you gonna do? Like you've done everything else,  
16 you've raped me, you've hit me, you've choked me you've belittled me. What  
17 else can you really do? You held a gun to my head, you just didn't shoot me. So  
18 really? What else is there for you to do? That's how I felt.

19  
20 SA: Okay.

21  
22 NB: And I was just angry and I was like I need to go to the doctor. He needs to take  
23 me to the doctor. Like you did this we need to go. So he was just like, okay (UI)  
24 and that's when he tried to go into the room cause he wanted to make sure what I  
25 told the nurse.

26  
27 SA: Okay.

28 NB: And he stood right outside the door

29  
30 SA: Okay so would you, what were you gonna tell the nurse?

31  
32 NB: That he did it.

33  
34 SA: And what did you tell the nurse?

35  
36 NB: That it, that he bear hugged me too hard.

37  
38 SA: Okay.

39  
40 NB: So she said it was done non-maliciously, and I said yes cause he was right outside  
41 the door. Like right there.

42  
43 SA: Okay and this is at, where at?

44  
45 NB: Um I think it's like the Riverside Urgent Care or something.  
46

File Number: [REDACTED] Disc 1D-1

1 SA: So you think you were in the room and Jake was there or?

2  
3 NB: I could have been I don't, I don't honestly I don't remember.

4  
5 SA: Okay no problem I'm just trying to understand if.

6  
7 NB: Yeah I don't.

8  
9 SA: The reason why is because someone's gonna (Ph) get on the stand and tell you  
10 well you could've left look you're texting each other and you guys are (UI) you  
11 know he's clearly gone why are you sending him text messages and that's why  
12 I'm trying to just iron this out just figure out if...

13  
14 NB: Yeah.

15  
16 SA: ...you know figure out where we're at but if you don't remember that's fine.  
17 Okay so, so you go and they give you a binder. We know that okay. And you go  
18 home and what happens next?

19  
20 NB: Um I went home in a binder and then my parents were just like what the hell are  
21 you doing?

22  
23 SA: Uh so you go back to John's house right the eight?

24  
25 NB: Yeah. Yeah he um, he was in the car and he told his co-worker all about it. See  
26 he told his co-worker that he hurt me.

27  
28 SA: Who'd he tell?

29  
30 NB: He didn't give me the name, the guy he was with, the, the guy who's in the car  
31 with him.

32  
33 SA: Was he talking to you on the phone?

34  
35 NB: Uh huh.

36  
37 SA: And what'd he say?

38  
39 NB: He told me that he told his partner, or his uh co-worker whatever what happened  
40 to my ribs.

41  
42 SA: What'd he...

43  
44 NB: To make sure that the story stayed straight. And he also notified his boss

45  
46 SA: So he told him what, what did John tell them? That he squeezed you?

File Number: [REDACTED] Disc 1D-1

1 NB: That, yeah that we were like horse playing or rough housing or whatever and then  
2 he liked bear hugged me like to give me a big hug and that he accidentally squeezed  
3 me too hard.  
4  
5 SA: He had the phone on speaker or something?  
6  
7 NB: No that's, that's what he told me that he had said to the guy.  
8  
9 SA: Okay so you weren't talking to John when he's talking to his partner (UI).  
10  
11 NB: No I talked to John after...  
12  
13 SA: Okay.  
14  
15 NB: ...and then John said I told my partner, like who was sitting next to him I told him  
16 what happened. Like...  
17  
18 SA: Looking for you to affirm it, and what did you do?  
19  
20 NB: I was just kinda (Ph) like why would you tell him that? That's none of his  
21 business, like I didn't say oh okay yeah, no. I was just like why would you tell  
22 him that? That's part of our relationship do not talk about our relationship to  
23 other people, I made it like very, like stop.  
24  
25 SA: Okay. No more, and then you, you did you go home between the urgent care and  
26 the next act of violence that we know comes up here?  
27  
28 NB: Uh huh. Yeah I went home um and then um (UI) (OV) yeah.  
29  
30 SA: Review your notes for me here and make sure that.  
31  
32 NB: Yeah cause that yeah and then he had stolen money out of my wallet.  
33  
34 SA: Okay I saw that rant, about the hundred dollars.  
35  
36 NB: Uh huh. I was so pissed.  
37  
38 SA: Okay so did that hundred dollars happen after he hurt you?  
39  
40 NB: Uh huh.  
41  
42 SA: And were you in Riverside still or were you in Simi when you realized it?  
43  
44 NB: I was in Riverside.  
45  
46 SA: Okay. And did you confront him on it?

File Number: [REDACTED] Disc 1D-1

1 NB: Yeah. I called him I was like what the hell are you doing?

2  
3 SA: And what did he say?

4  
5 NB: Well you owe me that hundred dollars I said that's fine just ask me for it do not  
6 go in my purse in my wallet. And he's like I've already been through your purse  
7 and your wallet. I said what? He goes I went through it to make sure you didn't  
8 have any guys phone numbers or anything in your wallet that you shouldn't have.  
9 I didn't even know he had gone through my, I didn't even, I was like. My father  
10 doesn't even go through my mother's purse. Are you kidding me right now?  
11 Like, I didn't even know.

12  
13 SA: I can't find anything in my wife's purse so I don't, I don't even try.

14  
15 NB: I know (UI) yeah so it's like I didn't even know and then I had cause it was for  
16 the Verizon bill or the electric bill or something whatever.

17  
18 SA: Okay. So, so...

19  
20 NB: Yeah and then...

21  
22 SA: ...so this is it looks like a couple days later right. So about, about the sixth, sixth  
23 or the first urgent care visit do you go back or do you go home and go to the  
24 doctor?

25  
26 NB: Um the sixth and the eight were at urgent care.

27  
28 SA: So why did you go back?

29  
30 NB: Back to John?

31  
32 SA: No, to urgent care two days later.

33  
34 NB: Cause I was still in a lot of pain.

35  
36 SA: Okay

37  
38 NB: And it wasn't getting better.

39  
40 SA: Okay. So what did they tell you then?

41  
42 NB: They gave me a shot in my butt. It hurt so bad it made my whole leg go numb. I  
43 don't know it was like some inflammation thing cause they said I had a  
44 pulmonary embolism on my lung that's why I couldn't breath.

45  
46 SA: Okay. And they said that that was caused by what?

File Number: [REDACTED] Disc 1D-1

1 NB: By the injury.

2  
3 SA: By the squeezing?

4  
5 NB: Uh huh from the ribs.

6  
7 SA: Okay.

8  
9 NB: (UI) cartilage.

10  
11 JR: Is there any talk about getting you to a hospital (UI).

12  
13 NB: No but they well they I they said they could to a cat scan um I think it was a cat  
14 scan. And they said uh, ah, yea a cat scan, uh, is that the bone one? MRI, I don't  
15 know, one of them. They said that they would do it and I, he goes but I can  
16 already tell you look I think that they're fractured and he's like but if you want to  
17 go through the radiation you can, but I had fourteen surgeries in the last six years  
18 so I really didn't want to go under any like more x-rays or any test that I didn't  
19 need so I just said screw it just put me in a binder you can't do anything further, if  
20 they're broken anyways you're not gonna (Ph) put me in a cast so...

21  
22 SA: Right.

23  
24 NB: I'm good to go.

25  
26 JR: Did John go with you the second time you went back?

27  
28 NB: Uh no. He was uh I don't know where he was he didn't go with back. I went by  
29 myself.

30  
31 JR: When you went back (UI) did you think about at that time (UI).

32  
33 NB: Leaving him?

34  
35 JR: Yeah.

36  
37 NB: (UI)

38  
39 JR: (UI) when you're there, he's not there.

40  
41 NB: I, I guess...

42  
43 JR: Now is the time you can let them know look, I know what I said before but he  
44 was standing outside, I'm here to tell you this is what happened.

File Number: [REDACTED] Disc 1D-1

1 NB: No I that's why like when I went to my doctor, that's why it was more of like uh  
2 to her, because I knew her. I didn't know these people the different doctor and  
3 honestly (UI) I'll be honest it didn't even cross my mind to say something, like oh  
4 by the way can you edit the file and say that he did it? Like no. That didn't even  
5 cross my mind to even say that (UI).  
6

7 SA: Okay, so you back the eighth they give you the shot and you go back to John's  
8 house? Or do you go home?  
9

10 NB: No I went back to John's house.  
11

12 SA: And you drove yourself on the eight to urgent care?  
13

14 NB: Yes.  
15

16 SA: And this is the time when you were trying to drive left handed...  
17

18 [end of recording 01:01:43]  
19

20 [Beginning of recording 1:11:17]  
21

22 NB: (UI) so I figured out that I can't drive right handed.  
23

24 SA: Okay. Okay.  
25

26 NB: Yeah. That would've been a good one, but I got there yeah  
27

28 SA: Okay and then, and then later that day when he tells you that he told his co-  
29 worker what happened?  
30

31 NB: Uh huh.  
32

33 SA: Okay.  
34

35 NB: And that he had alerted his boss. Whatever. And then um after that is on the  
36 tenth um that's when he then again forced himself on me when I was in the  
37 binder.  
38

39 SA: Okay. I'm sorry N [REDACTED] but you have to tell us. Take your time.  
40

41 NB: He wanted to have sex the first time so I tried and it hurt too bad because the  
42 movement.  
43

44 SA: Right.  
45

46 NB: Of my rib. So I told him no.



File Number: [REDACTED] Disc 1D-1

1 SA: So when you say the first time, when was it?  
2  
3 NB: Like...  
4  
5 SA: That day, the same day?  
6  
7 NB: Yeah like when I came home and then I told him like I think it's in text I put like  
8 no more sex like laugh out loud like ha, ha! Like making it like a joke but it was  
9 like cause I was in pain but I...  
10  
11 SA: So, so you come home from the doctor on the eighth like that's all the same day  
12 or is it not.  
13  
14 NB: Yeah on the same day.  
15  
16 SA: So, so he wants to have sex on the ninth or the eighth?  
17  
18 NB: Uh huh.  
19  
20 SA: And you, you try.  
21  
22 NB: Yeah, but it was like I was dying of pain.  
23  
24 SA: So what happened, did you stop? Did he stop?  
25  
26 NB: No. He finished what he needed to do and that was the end of that.  
27  
28 SA: Okay. So that was that night. And you were you're in the binder and everything  
29 but you were trying. You agreed, that night you were agreeable to it? Okay. And  
30 I know you, you told the detectives in the past that he used to try to coerce sex all  
31 the time, was this one of those times? Okay. And was that different from the first  
32 time when he held you down and pulled your pants off and raped you?  
33  
34 NB: Oh that was brutal that was...  
35  
36 SA: Okay.  
37  
38 NB: ...yeah, that, that he didn't even ask.  
39  
40 SA: Okay.  
41  
42 JR: (UI).  
43  
44 NB: (UI) like wrapped around Velcro (UI).  
45  
46 JR: (UI) for your ribs.

File Number: [REDACTED] Disc 1D-1

1 NB: Yeah it goes all the way around.

2  
3 SA: So then that's the night of the eighth?

4  
5 NB: Yeah.

6  
7 SA: So you, you ask him to stop that night?

8  
9 NB: Yeah I told him that it was hurting me.

10  
11 SA: And what'd he say?

12  
13 NB: Shut the fuck up.

14  
15 SA: And what happened? He just kept going?

16  
17 NB: Uh huh. And I just like turned my head to the side cause I didn't want him to see  
18 me crying.

19  
20 SA: You cried and...

21  
22 NB: Yeah, yeah.

23  
24 SA: Okay. So that's that sorry. Do you need a break?

25  
26 NB: (UI) I'm okay and then um after that then...

27  
28 SA: The ninth comes and goes.

29  
30 NB: Uh huh.

31  
32 SA: Anything on the ninth that happened?

33  
34 NB: Uh uh.

35  
36 SA: Any arguments?

37  
38 NB: No.

39  
40 SA: Okay.

41  
42 NB: I was just in a bad mood. Whatever and then uh the next night is uh he was doing  
43 it again like come on, come on, I was like stop I'm in pain like I'm in the binder  
44 John like no and he didn't care so...

45  
46 SA: Okay. And what happened?

File Number: [REDACTED] Disc 1D-1

1 NB: Uh.

2  
3 SA: Where you at? Or where you guys? In bed? This is at night.

4  
5 NB: Were in his room in bed and...

6  
7 SA: Are you trying, are you trying to sleep?

8  
9 NB: I told him I just wanted to lay down and watch tv I didn't want to do anything

10  
11 SA: And he's, he's coercing you and trying to talk you into having sex?

12  
13 NB: Uh huh but I told him I was in pain.

14  
15 SA: So you don't agree this time, you tell him no.

16  
17 NB: (UI).

18  
19 SA: And then what happens?

20  
21 NB: He did it anyways. He crawled on top of me and I'm like John no and I was  
22 pushing him on his chest like on his pecks. I was like stop it. And he was like no  
23 and then he held my hands over my head and he just told me to shut the fuck up.

24  
25 SA: So he, he, what, what were you wearing when you went to bed?

26  
27 NB: A t-shirt and underwear like panties.

28  
29 SA: Okay. And so he, he crawls on top of you, now I'm sorry N [REDACTED] but we have to go  
30 through it okay? Do you need a break? Are you okay?

31  
32 NB: I'm fine.

33  
34 SA: Okay. So he, he grabs your arms and puts them on top of your head like he did  
35 last time?

36  
37 NB: Uh huh.

38  
39 SA: And is he holding with both arms, one arm?

40  
41 NB: One.

42  
43 SA: Okay. And is he...

44  
45 NB: His left hand.

File Number: [REDACTED] Disc 1D-1

1 SA: ...and he pulls your underwear off?

2  
3 NB: (UI).

4  
5 SA: And what are you doing at this time?

6  
7 NB: I'm trying to kick like I was trying to keep them on with my knee. I was trying to  
8 move knees out but it wasn't working cause he was too heavy.

9  
10 SA: Are you, telling him no?

11  
12 NB: I was like John stop it. Like no. And he was just like shut up N [REDACTED] and I was  
13 like no I'm being serious, like then I like started to be a bitch like I'm being  
14 serious. Like I'm not joking any more like this isn't funny, stop it. And then like  
15 that's when got like mad and was just like bitch, like no, like who the fuck are  
16 you to tell me what to do? Shut the fuck up.

17  
18 SA: Did he say that?

19  
20 NB: Yeah. And I was like, and then...

21  
22 SA: So then is he drinking that night or is he sober?

23  
24 NB: No completely sober.

25  
26 SA: Okay. So then he, he pulled your panties off and does he rape you?

27  
28 NB: Yeah he rapes me.

29  
30 SA: Okay. And you couldn't kick him off?

31  
32 NB: No.

33  
34 SA: And where's his gun at?

35  
36 NB: On the dresser.

37  
38 SA: Right next to the bed?

39  
40 NB: Yeah and I was just staring at it. And just wishing I could just get up and just  
41 ugh.

42  
43 SA: Go ahead say it.

44  
45 NB: I wanted to just shoot him. I couldn't believe he it's like you broke my ribs and  
46 you did this to me and then you're gonna rape me? How much torture you need

File Number: [REDACTED] Disc 1D-1

1 to put me through? And then on top of it you're yelling and screaming at me that  
2 I'm a bitch? Like what? I was a stupid whore like, I don't get it. Yeah.

3  
4 SA: You okay? You need a sec?

5  
6 NB: I'm fine.

7  
8 SA: Okay. So what happens after?

9  
10 NB: Um he rolled over and went to bed.

11  
12 SA: Did you leave, did you go downstairs?

13  
14 NB: No. I was in so much pain after that I couldn't move.

15  
16 SA: Pain? From your ribs or pain from down below?

17  
18 NB: Pain in my ribs. Everything, everything hurt. Everything. I just, I couldn't even  
19 move I just laid there just like dying just like oh my god like just someone shoot  
20 me like I was in so much pain (UI).

21  
22 SA: Did you call or text anybody?

23  
24 NB: No.

25  
26 SA: Were the kids in the house?

27  
28 NB: No.

29  
30 SA: So you were by yourselves?

31  
32 NB: Yeah. I don't think the kids were (UI) or Jacob was probably at the, at the  
33 grandma's house. (UI) wasn't really with us much.

34  
35 SA: Okay.

36  
37 NB: Until I started keeping John home from the bars and staying home and then  
38 paying attention to his frickin kid. You know it's I like I sat downstairs every  
39 night and did the kid's homework, I helped them study for tests like I did all that  
40 John didn't do any of that...

41  
42 SA: Right.

43  
44 NB: ...cause he was always at the bars. And then when I moved in it was more like a  
45 family type thing and then I remember Jacob said you know I'm so happy that  
46 N [REDACTED] (UI) stay in his own bed...

# Lewis Declaration Exhibit 7

UNCLASSIFIED

Tutwiler: or sodomy?

John: Nothing. We have, we have engaged in sodomy and we have engaged in sex. Um, all the times that we have engaged in uh you know both a lot of times we would video tape it. But there was never an instance of not just rape, not forceful penetration but also sexual assault where I'm throwing myself on her, taking her clothes off forcefully or even more than importantly, if she says hey I don't want you that's fine.

Tutwiler: Ok

John: We didn't have the type of relationship that if she said no now. We would later on that day or the next day and likewise there's times where I'm working fourteen hours a day or...

Tutwiler: But you never had sex against her will

John: Negative, never

Tutwiler Um, she said there was a time where you got pissed off and, and you got mad and so you squeezed her until her rib cage popped.

John: No, I did squeeze her but it wasn't a squeeze it was a hug.

Tutwiler: [UI]

John: I hugged her. I said look, for whatever reason I think she was going somewhere and I said no don't leave. Let's stay here and I hugged her. I'm two hundred and seventy pounds. At the time she was ninety, ninety five plus and what happened is that when I hugged her .She started to feel a little bit of pain she's like ouch what was that. Did you hear that and I said yeah what was that and she goes oh maybe nothing .So we, we, we uh you know UI

Tutwiler: [UI] out of anger squeeze her , hug her?

John: Negative, no I did not. In fact I did um take her to the urgent care and I was there with her when they did the x-rays and they put her in some brace or some shit, but...

Tutwiler: She said that you wouldn't let her go for like three days

John: That's a negative. She is home by herself. I, I work, I work Monday thru Friday and on the weekends I have my kids. In fact I had my oldest...

Tutwiler: She said you would block you would take your car and block her car in so she couldn't leave

John: Negative, that is not true

Tutwiler :Ok, um she said there was an incident were you guys were hanging out at Kilarny's. You were, you were drunk. She said you guys got in your truck you pulled out your duty weapon stuck it in your mouth and you said what would do if I pulled the trigger then you pointed the gun at her and said what would you do if I shot you

John: Oh my god

UNCLASSIFIED